Banallan

UDUBULU.

VOL XXXVIII, No. 86

HONOLULU, H. T., TUESDAY, OCTOBER 13, 1903-SEMI-WEEKLY,

WHOLE No. 2529

JUDGE ESTEE CHARGES FEDERAL GRAND JURY

He Instructs Them Regarding the Crime of A Contempt Case Peonage and Other Offenses Against Federal Statutes.

When the October term of the United | brought before you either by the Dis-States District was opened yesterday morning, it was found that there was not a sufficient number of grand Jurors qualified to act. Judge M. M. Elstee therefore ordered a special venire to issue to Marshal Hendry for fifteen additional men, returnable at 2 o'clock In the afternoon. The Marshal was punctual in making the return and with the appointment of foreman made by the court and the election of a secretary by the grand jury, the entire panel swern in consists of the following named twenty-three men:

W. O. Atwater, foreman; J. R. Galt, secretary; Geo. F. Fuller, J. E. Gamalielson, Andrew Adams, Walter H. Hyman, Alex. Ilikia C. B. Huston, E. R. Biven, W. A. Fetter, Luther S. Aungst, H. Willgeroth, John Lucas, S. C. Dwight, John C. Lane, Lot K. C. Lane, C. M. V. Forster, Chas. J. Fishel, Wm. W. Hall, Chas. H. Ramsay, E. J. Waterman, Kirk B. Porter and Geo, F. Kluegel.

Upon their being sworn, the grand jurous were charged by Judge Eatee as follows, the instructions bearing upon offenses for which there are informations and committals docketed, besides other offenses against Federal laws that might be brought to their attention or of which any of themselves

COURTS CHARGE TO GRAND JURY

Gentlemen of the Grand Jury: You have been called here as mem-

States District Court of Hawaii during to desire you can call and examine the term of court just opening and nesses of your own volition. the duties which will davolve upon prescribed that-

"No person shall be held to answer for a capital or otherwise infamous crime unless on a presentment of indictment of a Grand Jury except in cases arising in the land or naval forces or in the militis, when in actual service in time of war of public danger." Sec. I. Article V.

You will therefore observe that no steps can be taken for the prosecution until your body shall have acted. The least twelve of your members to find whole series of felonies belong to the class of infamous crimes mentioned. You will therefore note how indispensable to the administration of justice in criminal cases is the action of the grand fury.

SCOPE OF DUTIES,

You are officers of the United States and as such, deal only with offenses against the laws of the United States, or which are made by United States laws. You have nothing to do with offenses under the laws of the Territory of Hawaii.

Your jurisdiction, however, in the investigation of offenses made such by the laws of the United States, extends a: d you are to fairly and without fear favor investigate all crimes within the Territory which come under that

I wish to say further to you in relation to the character of your duties, that the grand jury is designed not sione as a means of bringing to trial resons accused of crime upon fust at sunds, but it is also's means of proting the citizen against unfounded tusations whether they proceed from o government or are prompted by '- lividual enmities or personal pasm. There is, therefore, a double duty east upon you as grand jurors of this detrict; one is that duty to society to are that parties against whom there is just ground to charge the commisn of a crime shall be held to anr thereto, and on the other side, a

ne us accumations. SECRECY ESSENTIAL

to the citizen to see that he is .

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subjected to prosecution upon erro-

- possions shall be servet. Tile t would work a cleat Itizon went et ight be trought to TER BE THE TOTAL

trict Attorney or indicated in this

You are not, however, to consider or examine the books or accounts of Federal officers; these matters are left to the heads of the departments to

which these officers belong.
It may be possible that some of you have within your personal solution of a knowledge of the commission of a United States or of facts which tend to show that such an offense has been committed. If you are postessed of any such knowledge, you should disclose it to your associates so that they may consider it.

If any attempt is made to influence your action as grand jurors, it will be your duty to immediately notify the Court. It is provided by Section 5405 of the Revised Statutes of the United

States, that-"Every person who attempts to influence the action or decision of any grand juror upon any lesue or matter pending before such jurer, or before the jury of which he is a member or pertaining to his duties * shall be punishable by a fine. * * or by impris-connent or by both. * "

PRESUMPTION OF INNOCENCE. In considering the evidence presented to you in each case, you will remember that all persons, no matter what the charge against them may be, are presumed to be innocent until proven guilty. And to justify the finding of

cutions. He will at all times be ready and willing to all you in your investigations. He will call and examine witnesses and if need be interpreters ers of the Grand Jury of the United to assist you in your labors; but if you

The District Attorney has no right you are of grave importance. By the to be present during your deliberations fundamental law of the Linited States, or when you vote no one but members namely, the constitution thereof, it is of the grand jury can be present at your deliberations or at your voting. In your examinations you will hear and consider only legal: testimony; mere hearsay testimony you will discard. And if in your investigations you find, or become convinced that there is evidence not produced which would explain away a charge presented to you, it will be your duty to get such evidence if it is possible to do so. I wish further to state to you that of any crime of the character indicated it requires the affirmative vote of at

CRIME OF PEONAGE.

Among the matters placed before you for investigation, there are likely to be certain offenses arising under Sections 5526 and 5527 of the R. S. U. S. known as the "peonage" statutes.

Section 5526 prescribes that-"Every person who holds, arrests, returns or causes to be held, arrested or returned, or in any manner sids in the errest or return of any person to a condition of peonage, shall be punished by a fine of not less than one thousand nor more than five thousand dollars, or by imprisonment not less than one year nor more than five years

or by both." Section 5527 reads as follows— "Eyery person who obstructs or attempts to obstruct or in any way interferes with or prevents the enforcement of the preceding section shall be

jiable to the pains and penalties there-

in described." It should also be borne in mind that our Constitution is opposed to all forms of peonage, slavery or servitude. All men are free from the moment their feet rest on American soil, for our fundamental law and the acts of Congress passed in conformity therewith intend that neither slavery nor involuntary servitude shall exist anywhere in America. This constitutional prohibition applies with equal force to foreign as to American born people living in the United States. No man is too great or too small not to be bound or protected by it. This Republic rests upon the macred principle that all men are born free and equal.

from what country the been im-. ster or what agreement is comes er, he cannot with impunity trans-- our shores any form of servinor can be implant here, un-1 by our laws, the cinciples to slavery or the stome of * * country. America inw is Trage of the eccoins of the personal - eech human being ... Amer-

rage is un-American. It matters

WITH JURY

Could Not Be Got Up.

Kamuela was found gullty yesterday afternoon of assault with a weapon. Judge Gear sentenced him to be immonths, the term being but six months less than the longest the law allows. assignment of the court, had put the defendantson the stand as the soje wit-ries; for the defense and asked him but one question. This was if he stabled the Japanese alleged to have been assaulted.

"I did not," was the answer

Mr. Fleming for the Territory was met with objections to any cross-examination of the defendant which did not bear upon that simple denial of guilt, yet some questions objected to on that ground were allowed.

The jury retired at 12:25 and half an hour later called the balliff to give them directed. New orders were signed, a fresh supply of blank ballots. They returnable November 16. Atkinson & later an absence of Jude appeared for the administrator. more than an hour and through Carl Willing as foreman announced that they could not agree. They had taken post of taking testimony by commisten ballots and were divided eight to four. Judge Gear cent them down town for lunch, giving a gentle hint by remarking that it ought to be possible to consists of an expectancy of \$700 from reach a verdict under the evidence presented. At 3:30 the jury returned a

an indictment, you must be convinced so far as the evidence goes, that the accused is guilty; in other words, if in your judgment the evidence before you would if unexplained, and uncontradicted, warrant a conviction by a petit, jury you should find an indiction. The guarral government has selected the United States, District Attorney to represent its interests in all prosecutions. He will at all times be ready and willing to all you in your investi
so far as the evidence goes, that the accused is guilty. Hus being yeacht, etc., valued at \$400.

Hus being a being yeacht, etc., valued at \$400.

Hus being at law are a widow, two safully set of the petitioner.

According to the evidence, Kamuela appointed for the petitioner.

According to the evidence, Kamuela appointed for the petitioner.

According to the evidence, Kamuela appointed two infant children. Stewart appointed two infant children. couch, exclaimed "What's the matter, and publication of notice ordered in sand publication of hotice of derect in the Advertiser and a Chinese paper, intercept the intrider's escape, Kamu-ela jabbed him in the shoulder with a feat-built and interpret with the weap-fact-built and interpret with the weap-ants in default. Jack-knife and rase put with the weap. In the maries of the guardianship of on in his hand. As he was pursued with Raque, now deceased, the account of hie and cry by the Japanese and his C. P. laukes, guardian, was approved, neighbors, Kamuela kept them at bay excepting an overcharge of commisby brandishing the knife about him upon paying over the belance to the When the pursuit became too hot he administrator. W. A. Whiting for threw the knife away but it was found guardian; J. J. Dunne for adminisand he was captured virtually redhanded. His defense in court did not amount to a whit more than his formal plea of not gullty on arraignment excepting that it was a denial of guilt under oath.

THE SAME JURY.

The jury that convicted Kamuela was the one impaneled on Thursday, some of whose members struck duty on Friday morning owing to a news item in the Advertiser relating to their impaneling. As previously reported, Judge Gear requested the Attorney General to take such proceeds. ings as he found necessary for calling the Advertiser to account for impeding sustice in the case.

Attorney General Andrews reported with authorities yesterday morning. His investigation had confirmed his first impression that there was nothing actionable in the offending article. It had been his desire to be sure about. it, as the jurors seemed to be aggrieved and were entitled to protection. There were Eastern cases in which juries were attacked with severe criticism and aspersions while trials were in progress, but in which the supreme courts held there was nothing actionable. In the present case it appeared the article at the worst was but a criticism of the defendant's attorney for what he did in connection with the impaneling of the jury. Mr. Andrews maintained that the jury must not be influenced by newspaper comment, citing the practice in some places of forbidding jurors the perusal of published reports of cases they were the ing at the time. He stated the constant Impossible there should be at a colored meaning in the offending art or sa

color . but there * nothing - demies no to the netteek. S epi-ethe to a had said that there was a pedables it i jury and a me one shim to object bere motel and be a state a that out the taxen up in ter the

it then, hone of the jurors offering to space, and the trial was forthwith however, In his charge to the july, however, Judge Gear briefly instructed them that they were not to consider any passion tions or newspaper com-

PARE COURT HELPLIESS.

Judge Gear probably welcomed the way the contempt proceedings terminated. Under his own recent deliverance he is absolutely powerless to enforce a penalty for that offense. An unpas time would make the offender liable imprisonment in Oahu prison, so that if the amount was but a dollar brauld be an "infamous" lar a suid be an "infamous" punish-med. Therefore, before Judge Gear could have the editor of the Advertiser lands in prison, the case would have to be investigated by the grand jury. As matempt is not an indictable of-fease the grand jury would not know while to do with the case. Even if one threw a brick at the Judge in

open mourt, he could not protect himprisoned at bard labor for eightsen self by summary process of contempt. LONG CHAMBERS CALENDAR Fide De Bolt, as presiding judge at Ella Long, who defended Kamuela by Circuit Court chambers this week, had a long colendar yesterday.

On the report of W. A. Wall, cominis-Scott at al. vs. E. N. Pilipo et al., the prise of \$5,000, after due notice by price of 50,000; after one notice by newspaper and posters. W. C. Achi 103 the commissioner: Castle & With-in-105 and Enoch Johnson, separately, for certain defendants; J. A. Magoon, I. & Dickey and John Greig, each for history.

1 to the matter of the estates of H.

F. Wibbs and Clara Schneider, the orderator hearings made by Judge Gear west rescinded for the reason that his object had failed to advertise them as In the matter of the estate of F. I. Cutter, on motion of F. Andrade continuance was ordered for the pur-

A. Frank Cooke was appointed administrator of the estate of Walter Lee under bonds of \$1800. The estate the Ancient Order of Foresters, \$600 in bank, household furniture, horse and buggy, yacht, etc., valued at \$400.

trator.

The C. R. Bishop trust accounts were referred to George Lucas as master. Motions to dismiss the appeals in the cases of Hawalian Electric Co. against W. C. King and King Bros. were denied, the motions of plaintiff for leave to amend notices of appeal being granted. Smith & Lewis for plaintiff; C. W. Amford for defend-

NEW TRIAL ORDERED:

Judge Robinson yesterday set aside the verdict in the suit of J. C. Axtell va. H. E. Hendrick, which awarded the piaintiff \$5000 damages against the defendant for malicious presecution. He regarded the amount of damages outrageous, a search of many cases of the kind showing no verdict for damage approaching it. A new trial was ordered and further proceedings were assigned to Judge De Bolt."

At the outset of the hearing a motion to strike the motion for a new trial from the files was overculed. After the decision, to which plaintiff noted exceptions, plaintiff moved for an order requiring defendant to furnish additional security. This was set for hear-

ing on Wednesday. Another motion on file is for an attachment against the property of defendant, on the grounds that H. E. Hendrick, two days after the verdict. sold his property to C. M. Lovested for \$5500, of which \$1000 was cash and the balance secured by a note or notes, that he was secreting his property, also damaging and wasting it, and that he was about to leave the Territory.

C. C. Bitting appeared for plaintiff, and Thomas Fitch for defendant. Mr. Fitch was on crutches owing to his recent attack by inflammatory rheumatism. He stated that he intended leaving for San Francisco today, but would return in January to attend to his cases

A temperary injunction was granted by Judge Dé Bolt, under a bond in \$250 to Hendrick by Axtell with E. O. White as surety, restraining Hendrick from

POSSESS ON APPEAL R Chara sappealed from judge ceeded him. olulu District Court In the n favor of the Board et him e Evangelical Associa-Fixin a find on the westers and costs of court. may a per epera epised two to the anome to have been in The first of the second second second second second o lessee and falled to ាក ភិទ្ធានធ្វើ ខាន់កិច្ច ខេត with the trial, Mr. lang stated tas-

ERUPTION A SCENE OF INDESCA BABLE SPLENDOR

Decrease in Activity of the Mauna Loa Crater, But Everything Is Confined to the Summit Opening.

(ST WIRELESS TELEGRAPH-RECEIVED S. P. M.) HILO, Oct. 12.—There is no increase in the fire on the summit of Mauria Los. The scene from Hilo Sunday night was one of indescribable grandeur. As yet there is no flow of lava. Activity is confined to the summit orater. Four different parties have gone up from here and the first is expected to return Wed-

nesday. There is no decrease in activity since the outbreak.

STACKER

Earlier messages from Hawaii yesterday indicated that the volcano was increasing in activity, and passengers on steamers along the Kona coast witnessed a magnificent display upon Mauna Loa's summit. The following message was received at the Inter-Island Navigation Company's offices from Capt. Mosher of the steamer

"Kona, Oct. 12, 1903.

"Great activity Mokuaweoweo. Kilauea smoking. Grand display visible from steamer along the coast."

The Iwalani carried a special party from Honolulu, which was to attempt the ascent of Mauna Lea to view the eruption at close range. It was their intention to disembark at Honuapo Saturday and go overland to the Volcano House, whence the party would leave for Mokuaweoweo crater.

A dispatch received yesterday indicates that although the eruption is a magnificent one, yet the lave is still bubbling within the and has not become to flow down the mountain in any great agantity, but an overflow, especially on the Ronn side, is expected at any time.

The horizon in the general direction of Mani and Hawaii last evening seemed to indicate the presence of smoke. It was dull and hazy, while above the sky was intensely blue.

LOOKS MORE PEACEABLE IN THE FAR EAST

(ASSOCIATED PRESS CASLEGRAME)

WASHINGTON Oct. 13.—The Russian embassy is not alarmed over the situation and believes that the dispute with Japan will be settled amicably.

YOKOHAMA, Oct. 13.—The Bussian force at Newchwang has been increased.

LONDON, Oct. 13.—The alarmist rumors from the Far East, predicting war between Russia and Japan, are unconfirmed.

PARIS, Oct. 13.—The Japanese Minister declares that diplomatic relations between Japan and Russia are cordial.

LONDON, Oct. 13.—Vice Admiral Noel has been confirmed as commander of the British naval forces on the China station.

Vice Admiral Noel won a knighthood in 1898 during the difficulties at Crete. He is a very important man in the British navy. having held such important commands as those of the Home Squadron and Mediterranean fleet; has been a Lord of the Admiralty; and for two years was an aide-de-camp to the late Queen Victoria.

BALTIMORE, Oct. 13.—Archbishop Kain of St. Louis is dying...

Archbishop Kain is only in his fixty-third year. He has been disposing of his property subject to thirty-seven years in the priesthood, and twenty-eight years a bishop. Upon the death Archbishop Kendrick of St. Louis in 1896 he suc-

NEW YORK, Oct. 13.—The floods at Paterson and Passaic, N. were for summery pos- J. have done damage to the amount of \$4,000,000. Thousands have Tretania and Smith been deprived of work.

> SOFIA, Oct. 13.—Desperate fighting is reported from Scheel. The insurgents have killed 560 Turks wih a loss of twenty five

JONES SAYS

Entered His Pleas Yesterday in Court.

Demurrer to indictment No. 101, against E. M. Jones for murder, was argued yesterday morning. Judge Gear at 2 p. m. overruled it. A. G. M. Robertson noted exceptions and then submitted without argument demurrer to indictment No. 102, which was also overruled with exceptions noted.

Deputy Attorney General Peters then moved that defendant be called to

Jones, in a quiet tone, pleaded not guilty to each indictment.

Mr. Peters desired that a day certain be set for trial, to which Mr. Robertson agreed. Monday was appointed for setting the day.

The demurrers overruled yesterday were in part based on the misspelling of the word premeditated, which was written "premedidaded."

THE LAKE CASES.

Henry Hogan, attorney for J. W. Lake, separately indicted for selling liquor without a license and for keep ing a disorderly house, made an earnest appeal to the court to allow his hold a post mortem and called a coroclient to go on his own recognizance ner's jury which wiewed the body at until Monday. He said Lake's friend about 6 p. m. We found that the man's. whom he expected to go his bondsman lived at Aiea and it would be too bad starting from the left eye and running to lock defendant up in fall over Sunday, Defendant was "only charged with a dozen bottles of beer," Mr. Hogan pleaded, causing a general as if it had been inflicted by means of

Mr. Peters for the Territory said it was unfortunate for the defendant, but there was no reason why he should be treated differently from other persons under indictment.

Judge Gear could not see how the court could make the distinction requested, as the Attorney General's department refused consent and Lake's ball was much less than the maximum penalty. Indeed, in the liquor case, it was only half the amount fixed in the case of Simoes, charged with the same

Bail in both cases amounted to \$350. LULIA LOSES LAND.

The ejectment case of J. O. Carter et al., trustees of the estate of Bernice Panahi Bishop, deceased, against Lulia (w.) was given to the jury at 3:30 yes-terday afternoon. After an absence of nearly an hour they returned a verdict for the plaintiffs. Mr. Withington made a remark about polling the jury. Judge De Bolt said that it was not usual to poll a jury excepting in criminal cases. Mr. Stanley for the plaintiffs said he had no objection. Mr. Withington then contented himself with noting exceptions and giving notice of motion for a new trial. The property in question is in Wyllie street and worth from \$1500

Peabody vs. Judd et al, action to quiet tale, was still on before Judge

OBJECTIONS TO DOWER. James Hoare, a creditor of the late Antone Rosa's estate, has by his attorneys, Kinney & Ballou, filed exceptions to the report of Elia A. C. Long, the of their oldest national societies. This commissioner to admeasure dower. In the first place, he says the commissioner has wrongly admeasured dower of her husband, as his sole devisee, and therefore was not entitled to dower. In the next place, the commissioner had wrongly admeasured dower in that he had included in the admeasurement the full value of lands that were mortgaged at the time of Antone Rosa's death. In a mortgage by Antone Rosa and Helen N. Rosa to J. A. Magoon for \$5500, Mrs. Rosa had conveyed away her dower interest in such lands. Lastly, the commissioner had wrongly admeasured dower for the reason that the widow consented in writing, such consent being filed in the Circuit Court, to the sale of lands for the nurrose of paying the debts of the estate, and for no other purpose. It is alleged that the sale of lands took place, under an order of the court, free and clear of all incumbrances and without any reservations as to dower or other interests. Also, that a petition to confirm the sale, with the consent in writing of Mrs. Rosa to confirmation, was filed by the executor, and the sale was confirmed by the court. It is contended that, by consenting to the sale without reservation and without making claim for her dower interest, also by waiting nearly three years after the sale before making any claim for dower in any part of the estate, the widow had waived her dower right in the proceeds of said lands.

TRUST FUNDS. F. W. Macfarlang, trustee under the will of Adelia Cornwell, has filed a request for approval of the investment of \$8000 in bonds of the Pioneer Mill Co., Ltd. F. W. Macfarlane and August. Ahrens, guardians of George Richardson, a minor, request approval of the investment of \$5000 in the same security. In each case there is appended a statement of the status of Piencer bonds, showing that out of an issue of \$1.250,000 only \$240,000 worth of the bonds remain unsold. The names of large concerns holding the bonds sold are given, and a schedule is presented showing the excess of assets over liabilities of the company to be \$3,426,458.

APPEAL OF POLICEMAN.

Ah On has appealed from judgment is a policeman and Auditor J. H. Fisher 10,000 bags; Honuago, 752 bags.

was summoned in the case as garnishee. On the latest trial in the District Court, Judge Dickey denied a motion for nonsuit which had been made on the grounds "that Ah On named in the judgment sued on is not proved to be the same Ah On served in this case as defendant, and that a judgment in this case would be contrary to public policy and unconstitutional."

OTHER APPEALS

William A. Hall has appealed from judgment for \$161.09 against him and in favor of George A. Davis rendered by District Magistrate Dickey. It was a suit for balance of an attorney's fee

of \$1000.

Defendant in the case of Okt vs. K. Hoshina has appealed from judgment Wiss rendered by Judge Dickey in favor of plaintiff for \$108.85.

R. W. Davis has appealed from judgment for \$49.92 against him and in favor of J. A. Durant rendered by District Magistrate Dickey.

Daniel Kapea, who appealed from a fine of \$10 and costs in the District Court for using bad language toward Policeman Eugene Devauchelle, was released by Judge Gear under a noile prosequi entered by the Attorney Gen-

JAP MURDERED IN KAU DISTRICT

Sheriff Martin of Kau writes of a murder committed on September 30, as

"On Wednesday, September 20th, at about 10 o'clock in the forenoon, a Japanese was found dead on the road to Kona, about five miles on the Kau side of Kona and Kau boundary, by Kekaula and party. He reported the matter to me at about boon from Pana. South Kona. I called a physician to skull was cut right through, the wound up to about an inch above the hair line. The brain was exposed and part of it fell to the ground. The cut looks

"Together with a police officer I searched the place where the body was found but no weapons of any description were found. I found a tax receipt on the dead man's person. 'It had been issued in Honolulu on Feb. 16, 1903, by James L. Holt to Matsu so I judge that his name was Matsu. I also found \$3.85 in cash on his person. and some letters addressed to different parties. None of them ever mention-

ed Matsu or the bearer. "The case is certainly one of murder We have no clues as to what the motive was for committing the murder or who did it. The deed was done at a place about twenty miles from Waiohinu. It was right on the road where it crosses the lava bed, where the road is made up of large loose gravel. We could not see any trace of footsteps, nor of horses either. We have consequently nothing whatever to work on; but

hope we will find something soon. "The inquest has not been held as yet as Kekaula and his party are at Kohala and we need their testimonies. We expect to hold it on Saturday, Oct.

HIBERNIAN ORDER **BEING ORGANIZED**

Exotic patriotic organizations in Honolulu have at last been rounded off. the Irishmen having taken the preliminary steps toward instituting one is the Ancient Order of Hibernians.

A meeting well attended by Irlah resto the widow, Helen N. Rosa, in that idents was held yesterday evening at she had elected to take under the will the C. B. U. hall on the Catholic mission premises, at which temporary officers for a lodge of Hibernians were elected as follows: P. McInerny, president; Thos. F. McTighe, vice-president; F. D. Creedon, secretary; John Lyng, treasurer. Mr. McInerny presided at this meeting.

Further, details of organization will be advanced #t ~ meeting to be held on the 21st inst. Until other arrangements can be made, the members will Permanent organization will await the quisition will be sent to the Coast by the next steamer.

JAPS INDULGE IN A FREE-FOR-ALI

Three "amusin' little Japs" enlivened a drinking bout last night in a Jap- the present, indications point to a large anese lodging house by having a free- lava flow at some point near the 2500 for-all fight, and after it was all over, foot level which will he a sight weil gash in his cheek, inflicted with a knife, conjecture, but my information leads stitched up and two found resting me to the opinion that it will find a places overnight at the Police Station.

Two Japs at the lodging house became pugnacious and had a lively setto the police, jumped into the melec the doubt as to the magnitude of the with an open knife and used it on Uyamoto. The blade laid open his cheek from below the eye almost to the ear. The police were called but the knife-wielder had escaped before their

Sugar on Rawaii.

Purser Beckley of the Kinsu reports the following sugar on Hawali ready quakes or reports, but a very large col- command the finest view, not of mountains and harbor, but of the of \$172.74 against him and in favor of for shipment of date of October 8: umn of smoke, not steam, shot up many molten lava ag it streams down the mountain site or hubbles in trate Dickey. It was a suit on a judg- Mill, none; Wadnaku, none; Onomea, great umbrella, and continued so until magnificent fountains from the center of the one . Old residents ment for damages for false imprison- none; Pepeekeo, none; Honomy, none; dark, when the beauty and giory of the believe that the present flow will amount to se ething before it ment given in the Circuit Court, to Hakalau, 100 bags; Laupahoehoe, none; which the case had been remitted by Ookala, none Kukalau, none; Harnathe Supreme Court after being appeal- kua, none; Pasuhau, none; Honokaa, ed to it on a point of law, Defendant 2590 bags; Kukuihacie, none; Punalpu, sight for long. At 19:35 the clouds Coin it coil is

GREAT GLOW OF LAVA FLOW GRAND SHOW

Paris Writes About Bright Spots of Fire Seen From Kona.

day seem to indicate that the grandeur to describe. of the Mokuaweoweo eruption is sharclear weather.

nounces that she obtained a magnificent view of the eruption from the rear of her house, situated on the Kona side of the mountain. This communication, reproduced herewith with a letter from W. F. Reynolds, once a resident of lands largely affected by the voltanic distarbances, tends strongly to corrobcrate the theory advanced by Joseph S. Emerson in Friday morning's Advertiser that the flow will break out upon the Kona side of the mountain at the place of least natural resistance.

SEEN FROM KONA. Following is the letter from Miss Paris to Mrs. Coleman:

Kealakekua, Kona, Hawaii, "October 7, 1908.
"My Dear Friend: You will probably hear about the new outbreak on Ma-una Loa by the Wireless, but I send a line just to let you know what I have

"It was in all its glory last night, a magnificent glow at the summit crater. back of the house, and other bright spots farther down, showing that a stream was going down the mountain. "The flow appears to be a little this side, but just where nobody knows as yet. Several have gone searching and we shall look anxiously tonight to see

grand display of fire at the summit crater, judging from the light. "How I would like to see it at close range, but unless the stream should come this side to the sea I don't be printed and the proper officers have

where the light is. There must be a

is thrilling to see it even as we do.
"It has all been so quietly done. No tration Act. earthquakes as yet. If the flow should ... "Now, therefore, it is hereby ordered, stop suddenly we may expect them. I that the Court of Land Registration be hope it will not but will give some mar open for the transaction of business libinis a chance to view Pele in all from and after the date bereof, and her giory.

it looked so near us and so different p. in until further order in the premfrom any ordinary fire. Yours sincerely.

"ANNA M. PARIS."

This interesting communication from Miss Parin would appear to dispose of SHOULD DEBARK AT day, to the effect that no fire was visible from Greenwell's and therefore "The bright spots" seen by Miss Paris on Tuesday night must have been of burning lava in its course down the slopes of Mauna Los.

Mr Reynolds' communication, aduncing views practically in harmony with Mr. Emerson's reads as under: ISSUE EXPECTED AT KONA

Editor Advertiser: Perhaps a few words from one who has lived on the lands largely affected by the volcanic disturbances of the far famed Mokus-Mr. Emerson is quite correct in his ing. weoweo may not be out of blace.

statement in your today's issue as to point of advantage and a reference to Mr. H. M. Whitney's notes of the 1868 flow will bear this statement out. With regard to the flow of 1887, similar conditions exist now. When the first indication of an eruption occurred continue to meet at the C. B. U. hall, on Mauna Loa, it was at first brilliant and then subsided only to break out receipt of the charter, for which a re- later in the serious flow from under the woods of Kahuku. It then divided itself into two streams of lava covering thousands of acres and destroying much property. Strangely enough the which began about a thousand feet below the highest elevation. enormous force behind this flow discharged all the lava out of a space no much larger than the front of the Advertiser building and this can be seen today about two miles mauks of the ranch of Kahuku.

There is no doubt in my mind that although there is an apparent luli for weak spot nearer Kona.

St. Clair Bidgood, manager of the

GRAND SIGHT FROM VOLCANO HOUSE. Volcano House, Oct. 7, 12:30 a.

Richard H. Trent, Honolulu. Dear Sir: No doubt there is much and left islands of a.a. As a tourist bringer the volcano is Hawaii's exchement in Honolulu by this time, long suit; the grandest attraction in the world may be witnessed schools, so that it outbreak is no "fake", this time. As I wired you, it started at 12:45 this p. guest at the hotel is not overcome with sulphur fumes or buried phoned to the Acm, without any warning-no earth- in volcanic dust. Here in Hawaii horels are built where they will scene burst upon all on the other side is finished. If it s not too late; mention of the afbreak might be of the taland, it being cloudy on our made in the for at book now being printed in the Promotion adde, but we were not derrived of the Countries of the Countries of the Promotion broke away, and then-such a sight, is Gr Aff-

Letters and reports received yester- It was, and is still too grand to try

ed generally on Hawaii, the reflection say: "There is a great flow of lava being seen from the Volcano House, in the crater of Mokuaweoweo, and it Hilo and the Kons side. The manager is sure to break out and flow down of the hotel at Kilaues announces that the sides of the mountain." The rea party has started for the summit in dection has been seen from many clear weather. Doints on the Island. I have been kept

> If it continues (and all the old timers think it will) we will have an 'old time" rush at the Volcano House. Many are coming up from Hilo and along the line tomorrow and no doubt there will be special steamers from ST. CLAIR BIDGOOD.

HILO REES THE REFLECTION.

The following telegram was received from the Volcano House yesterday, sent to Richard H. Trent:

"Summit crater atili active. Beffection seen from Hills and many other parts of Hawaff. Splendid view at Volcano House. Party started for summit today. Views from Halemaumau indi-cate disturbance. Weather clear

"ST. CLAIR BIDGOOD."

JUDGE-WEAVER

terday morning, and his office is now ing order was promulgated: to it under the new law. The follow-

procedure have been duly approved and good citizens to do the same. lieve I shall get to the real fire, but it duly qualified under the Land Regis-

r glory.

That all hearings, before the Court be We were wildly excited last night, had on Tuesdays and Thursdays at 1.20

KEALAKEKUA BAY

Surveyor Baldwin of Hawaii who has reports that the lave is flowing from the Kahuku side of the old Mokuaweoweo crater, but lower down, and is getting down into the Kahuku dis-

It is understood from this report that the best and quickest way to get to Mauna Loa is by debarking at Kealakekua Bay, from which place to the summit it requires ten hours' climb-

UNLIKELY

Ordinarily lava does not issue from the summit crater and

flow down the side of Mauna Loa. In 1832 there was a short flow

At another time there was an outbreak about one hundred and fifty

crater of Mokuaweoweo. After leaving the crater the lava struck

There have been such flows in the district within the recollection

flow and there are places on the line of it where the stream divided

e timely and would bring good results. Allah

ERUPTION

Mr. Monsarratt and several others Miss Anna M. Paris, in a letter to at the telephone most all afternoon and Mrs. Harriet Castle Coleman and evening.

DONS HIS TOGA

Court formally opened his court yesready to transact any business relating

WILLIAM SAVIDGE,

trict.

NOMINEES FOR HASSON SAW



A. N. Hayselden, candidate for Board. 'In the unpublished details of in of Supervisors on Maul. He was born at Lahaina, Maul, in 1874, and has been in the employ of the Hawalian Govern- Public Works, will be found a record ment for thirteen years, as teacher in of the conditions at the point where the Government schools, postmaster at the secident happened. From Mr Lahaina, Maui, deputy sheriff at La-haina, Maui, and theh deputy sheriff of Maui. He resigned in March, 1902, to a partial inspection of electric wiring take up the practice of law at Lahaina, a partial inspection of electric wiring He is still located there and is Terri-torial Compilteeman for the Repub-lican Party. Mr. Hayselden has been removed the dead wires which encum-

HACKMEN OUT

Honolulu, Hawaii, Oct. 9, 1963. ing of the Honolulu-Hackmen's Union, struction and inspection of electric held at Brooklyn hall on the above wires as laid out by Mr. James H. dates the following resolution was Boyd, former Superintendent of Public adopted:

Resolved, that this Union as a body of organized citizen do indorse the Hon. A. M. Brown for Sheriff of the County Judge Weaver of the Torrens Land of Onhu, we believing him to be honest who corroborated the statements reand competent to fulfill the duties of ferred to them though unable, at the said office; and be it further

and individual support, and that we nee tioned. Mr. Hasson's reports as elecevery fair and honest means in our trical inspector here were exhaustive. "Whereas the rules and forms for power to elect him, and requesting all crowding the files in the offices of Pub-

THE HONOLULU HACKMEN'S UNION,

By the President, John Magnire. Secretary, J. E. Harrub

EXPARTNER

Upon application of the plaintiff in WAY BE USEFUL the action of J. C. Axtell vs. H. E. Hendrick, in which he states that he obtained a judgment in the Circuit formed that the defendant has debts due and owing him, Judge Robinson has issued a citation ordering the defendant to appear before him on Monday. October 12, at 9 a. m., to be orally visited the volcano now in eruption examined as to any and what debts are due and owing to him.

Teacher Resigns.

Miss Lucy Adams has resigned from the position of teacher of English and Francisco instead of money, to pay for History at Oahu College. Her resignation goes into effect December II, having been accepted by the Trustees are so careless in their curing meth-"with great regret." The ill health of ods that the product is often unsatis-Miss Adams caused the step.

AT SUMMIT CRATER

According to the American Consul

at Tahiti, the export of vanilla beaus from that place to Ban Francisco has fallen off on account of the poor quallty of the beans sent to America. Small merchants in Tahibi like to procure this sort of merchandise from the natives, because they can send it to San other things. However, the traders factory.

Mr. Doty, the consul, has attempted to organize a plan for inspection by local officers, and for the attachment of a seal to their reports on the grading of the same. His efforts have not met with favor by the government of the colony, though some of the dealers and planters perceive the merits of the scheme. A few of these, at least, are trying to retrieve the reputation of Tahiti by exporting only the very. best beans. A special caution to buyers is contained in the following pas-

the statements of men who visited the place, begins right at the unpleasant task, to state for the benefit of importers of vanilla beans from level ground and divided as it always does into, what appear to to examine closely any beans that be, separate flows. This time there were six on Tuesday night but they have reason to suspect have been

> ica," reprinted lately by the Adtiper from the Ladies' Home Jean ០ភពដែរប alog it

has taken hold in Tarndley has been to with absolutely no danger to the visitor. Unlike Martinique the many homes. Los

know that you took a personal inter est in the question of the proper so pervision of electrical construction in Honolulu. spection, flied in the Department o

THE DANGE

As Electrical Inspecto

He Reported Place

Hazardous.

Commander W. F. C. Hasson, in

structor in the Naval Academy, Ar

mapolis, Md., in a recent letter to th

"I note in one of the late Hawaiia

papers the killing of a Chinaman b

a falling wire at King street bridge

That the victim happened to be

Chinaman is of course mere chance.

editor of the Advertiser says:

ber the streets, there is chance for many accidents when the rainy seagon beging,

You will understand that I have FOR A. M. BROWN not and will not have any further personal interest in this matter, but I regard it as a piece of unfinished work. Edstor Advertiser: At a regular meet. The plan for a perfected system of con-Works, was good."

The lefter from which the foregoing extracts are taken was shown to Superintendent Cooper and Mr. Gurrey, moment each was seen, to lay their Resolved, that we give him our inited hands on the particular details menlic Works and Underwriters,

Every word of that is dead correct, a member of the Legislature said when shown the letter. A prominent official said: "The Legislature lost a good man to the Government when it cut out Mr. Hasson, although its action has indirectly proved a good times

HINT FOR HAWAIL

feet from the crater but the flow was of such short duration as sage in Mr. Doty's recent report: to be scarcely worth mentioning. The present flow, according to | "It is possibly my duty, although an

for-all fight, and after it was all over, worth looking for. Whether this flow on Wednesday morning some of them had drawn together. It is cured by Chinamen here. To my will follow the same course as the old impossible for anyone to tell the duration of the present flow. The knowledge the Chinese traders are acflow of 1881 lasted nine months while there have been others that customed to pick up beans cast away did not last more than nine days and others still which lasted not by others as utterly unfit for market, more than that many hours. The a-a flow, as this one is, moves soak them in sait water or let them slowly. It is probably scoria and does not make a crust nor does remain for a time in cocoanut oil, and it flow as rapidly as pahoehoe. The latter variety flows, stops and then pack them in the bottoms of tins then tunnels under and apparently makes a fresh start; a moves containing better grades. Chinamen to. The proprietor endeavored to break tion of the view from Kilauea at mid-in a body, a huge rumbling mass which can be heard for a long and so scatter the bad ones among the apparently makes a fresh start; a moves containing better grades. Chinamen them apart, when Kodoma, well known night on October 7th, which leaves lit- distance as the lays hardens and examples the lays hardens and so scatter the bad ones among distance as the lava hardens and crunches together. Hilo is in good ones as to avoid ordinary scrutipractically no danger from pahoehoe flow owing to the conditions, iny." of even young residents but they moved slowly and the inhabitants were not in danger. The flow of 'Si was pahoehoe over an old a-a

NT OF ADVERTISER UNDERGRUEND NEWS ITEM MISTAKEN

Jurymen are Offended--- Judge Gear Connects With Former Article-Attorney-General Finds Nothing Wrong but Headline...

Judge Gear yesterday morning, the Judge G ar referred to the satisfac proceedings were checked at the out- tion of both sides with the jury, bu set by the objections of some of the said the matter was now in a position jurors to the notice the case had re-where it could not so on. He had no ceived in that day's Advertiser. They idea the jurors were going to speak did not like the report of the begin- about the article, though he could not ning of the case, subheaded "The blame them for doing it. Therefore When the trial of Kamuela for as he called on the Attorney General to Color Line," which read thus:

Kamuela was put on trial for assault. "The Court, of its own initiative, has

admit seeing anything important in the affacks as that, or we cannot have srticle, his attention was called to a justice." section of the heading of the entire Mr. Montano said he had spoken to court report, which ran thus: "Color the Attorney General, who said it Line Drawn Empanelling a Jury."

to try the case consisted of Sol. Keolo-nations. ewa, J. K. Clark, E. K. Rathburn, J. Maksinat, Carl Willing, J. S. Low. D. Kawananakoa, F. J. Robello, J. H. Wise, L. P. Fernander, A. A. Montano and J. L. Aholo.

PRINCE DAVID COMPLAINS,

Prince David Kawananakoa started the ball rolling, which caused a suspension of the trial until Monday, by calling attention to the article in the Advertiser. He felt that it was improper for a newspaper to comment on morning's proceedings, connecting the array engaged in trying a case, and cause thereof with the Sunday article. He ended with this monition: — through he felt his opinion was settled "You, as the Territorial officer repreand he could not sit longer on the case, senting the Attorney General's Depart He thought the phrase, "only one white ment, the burden comes on you to take man, was an insult to the rest of the such steps as you may deem neces-

THE COURT SPEAKS.

Judge Gear was sorry to see the course taken by the said newspaper, and referred to an article in the same paper a week ago last Sunday, which said no native jury ever convicted a ing down to the bottom of it—the whole native, and about which a judge visit, statement," Prince David explained. ing with him commented. The court concluded:

jurors, for taking offence at the are had not drawn the jury.
ticle It shows to what lengths the MR ANDREWS W newspaper will go when there is nobody to restrain it. They would call this judge did not draw the jury. The Long has called my attention to the First Tudge of the First Circuit Court headline, which seemed to him to be an all the interest and the first was objectionable one. In the body of the drew all the jurors, and the jury was objectionable one. In the body of the drawn by chance or lot. The juries article I see nothing that was in that in the Hawallan Islands almost con- important, but in the matter of the local lands almost conwist mostly of Hawalians, because of headline. I will see what can be done. their numerical numbers, and for any PROM PERSONAL SEA PROGRAM newspaper to make comments such as are made shows a want of intelligence, politically at least, that you would not expect from that source.

by one of the jurors, it seems to me called it to your attention as an officer proper for the Attorney General's De. of the Government whose duty it is to maximum to the contract to the cont

MR FLEMING CONCILIATORY. In the paper more than I did this morning, because no such considers, people behind it are ready and willing lenges, and I do not think Mr. Long to come out now and insist that the by any such consideration as appears tives, to refrain from any such statein the paper this morning. The jury ments as these. criticism to make on it.

Mr. Attorney General Mr. Fleming: I will refer that to the Responding to the opening remar

head of my department.

DEBATE PROCEEDS.

said he was sorry the paper did not! "I believe that is the belief of that mention what color. It was an insult paper." to himself and the rest of the Spanish nation unless the newspaper apologized. He considered it an insult to all Hawalians.

Attorney Long considered the article was directed more toward him than courts before your honor came to the anyone else. For what reason he did bench, and naturally they were losing not know, as he made it a point to be a little power after you came to the as fair as he could. His challenge of bench and other men of your stamp, Mr. Abel was the suggestion of his and therefore wish to have the same client. He thought for the paper to old regime come back; and that is the necesse him of drawing the color line state of affairs that the officials of the had prejudiced the entire jury, so that country wish to have, why I would they would be unable to finish the trial so to jall again for ten years; I have There was but one course, which would been there one year to try to put these have to be determined by the presiding men out. I think it is a reflection not

agreed no reflection on the jury was in- from Thurston or any of that clique.

whether, after what happened, the jury people of that character to come up could acquit the defendant in case of and say I am not fit to judge anybody. the benefit of a doubt.

Judge Gear told the questioner he

sang to run the court;" it would suit the Court please, I don't know whether better be said. Judge Gear re- there is any insinuation that the Atconded, "they will not run this torney General's office has anything to

sault and battery was resumed before ATTORNEY GENERAL CALLED.

and battery. Elia Long appeared for had to do disagreeable things, because defendant. When his challenges had it has been more maligned than any been exercised, only one white man court has been in any land, but it does was left on the jury. This was Carl not at all affect me; I consider the source; but if courts of justice are go When the Attorney General, who was ing to exist in this community, they called in about the matter, failed to should be made to exist without such

didn't 'amount to anything and was COMPOSITION OF JURY. only newspaper laik. Mr. Montano, however, thought it was very imper-The jury sworn the previous evening tinent to the Hawalian and Spanish

Judge Gear again spoke in justifica tion of the attitude of the jurors, concluding with the remark:

Those excused before this jury was unless the community at large or the them together. found satisfactory were J. F. C. Abel, community representing this paper are R. A. Hart, J. H. Boyd and Charles prepared now to insist that Hawalians should be disfranchised and not allowed to be jurors, it is time to put a stop to these proceedings.".

ATTORNEY GENERAL APPEARS Attorney General Lorrin Andrews appeared at this stage and Judge Gear forthwith related to him the gist of the

BALY.

"What portion of the article did you find affects the jury?" the Attorney General zaked

"I referred to no portion of the ar-ticle," the judge answered.
"To the whole thing, from the head-Judge Gear again upheld the position ncluded: the jurors took. He supposed the pa-"I cannot blame the juror, nor the per had not attacked him because he

MR ANDREWS WILLING.

Mr. Andrews said: "The Attorney this judge to account I suppose, but General wants to do what he cam Mr.

> Judge Gear replied to the Attorney General in the following strain: "I do not wish you to do anything except of your own responsibility.

partment to take cognisance of the prosecute such cases, and see that there is no intimidation or insinuation by newspapers. But it seems to me it is about time, Mr. Attorney General Mr. Fleming: If the Court please, I (from a personal standpoint if you wish to say no one regretted the article want to take it that way), it is about time as far as the right of justice is concerned, unless this paper and the was influenced in any of his challenges franchise be taken away from the na-This is a case we Is perfectly satisfactory to me, and I were on all day yesterday, and now we believe they will do justice between have thrown away all this time; the the Territory on the one hand and the jurors are not satisfied to sit on the defendant on the other. I do not think case, and the administration of justice it is a matter that should be brought has been interfered with, and the Court it is a matter that should be brought, will call your attention as an officer up. I am aissied with the jury, will call your attention as an officer up. I am aissied with the jury, will call your attention as an officer up. I am aissied to see that the administration of justice The Court: That is not the question, is not interfered with, and to take such steps as you may deem proper."

of Mr. Wise, in a considerable address The Court: Let it be referred now; to the effect that the article hurt him have the head of the department over most where it implied that the rest of the jury, not being white men, should not sit on the case and that white men were the only capable people to try Mr. Montano read the article and cases, Judge Gear remarked:

SPEECH BY WISE.

John H. Wise said: "We all know that the Advertiser has been running the country since 1893, running the only on the character of the natives Mr. Fleming said Mr. Long had dis- but on the people at large. I for one cussed the case with him, when it was won't stand it, whether or not it comes I am an American citizen now, and am Mr. Long raised the question of going to enjoy the privileges, and for and but white men should sit in the courts, and do justice, and if the kind need not argue that point, because the of white men that the Advertiser jurors said they could not act with the wishes to disfranchise the Hawalians same unbiased feeling as they could I believe we should leave the country and I feel that justice should be done

(Continued on page 7.)

AND BIG RESERVOIRS

New reservoirs are to be constructed for the Honolulu water system on a scale that will make the existing ones look like duck ponds in comparison.

Borings are in progress to find bed rock upon the site of Nuuanu reservoir No. 4, for which \$75,000 was appropriated by this year's legislature out of the loan funds.. The capacity of this reservoir is to be four hundred million (400,000,000) gallons. It will conserve for dry periods that quantity of storm water, which otherwise would run wastefully to the ocean. Also it will end water famines on the upper levels.

Plans for the reservoir at Kalihi, to have a capacity of 4, 773, ooo gallons, are in course of preparation. The appropriation for this work, also loan fund, is \$50,000.

Plans for electric wire ducts are nearly ready in the office o the Deputy Superintendent of Public Works, Marston Campbell and when they are completed Superintendent H. E. Cooper will look around for a contractor to undertake the work. These plans are for the first section proposed to be constructed, which lies between Nuuanu and Richards streets, and Beretania street and the waterfront.

Mr. Cooper hopes to be able to make arrangements with the Rapid Transit Co., the Hawaiian Electric Light Co., and the Government Electric Light Station on the one hand, and the Mutual Telephone Co. and Fire and police alarm on the other, to have all their electric conductors go into the ducts. Those mentioned first, having high power wires, will have a duct on the opposite side of the street from those mentioned in the second category, having These lurors are here sworn on their of the street from those mentioned in the second category, having oaths to do their duty as citizens, and low power wires, as it would make lively electrical war to place

> Plans for the Royal School have been sent by the Department of Education to the Department of Public Works. The new dispensary plans have been completed.

Lumber for the Oceanic wharf shed is on the ground.

While it will be impossible to undertake in a hear all of the public improvements planned, yet the object of the department is to have things ready to go ahead as they are reached and funds therefor obtained.

JAPANESE ROUTS HOODLUMS WITH HIS WOODEN SHOE

A Japanese storekeeper on King street, Ewa of the rice fields Palama, took the law into his own hands last night to defend himself from the depredations of a gang of Portuguese hoodlums, and as a result a young Portuguese boy was sent to the Queen's Hospital in an unconscious condition and suffering from two severe gashes on the top of his head made with a wooden shoe. After being taken to the hospital the electric battery was used on the boy to bring him to his senses. The wounds may result fatally. The Japanese, Hirosaki, is under arrest, and his wooden shoes, one soaked with blood, are held at the station as evidence.

Hirosald had been annoyed during the evening by the gang's

hoodlum acts. The boy who was struck was especially annoying, and had been warned several times to keep out of the store. It is said also that the boy stole certain articles. At last the two came to blows—the shoe came into play, and the youngster fell to the ground insensible. The patrol wagon was called and the boy taken direct to the hospital.

A white man called at the station and said that the gang was a particularly bad one, he also having suffered the loss of clothing inrough their attentions on the Japanese.

POLITICAL FAKES.

The fake attempt to do politics in Judge Gear's court room on Friday last must have been amusing to the readers of the Advertiser, who are familiar with its habitual disregard of racial diversities, which constitute the only available capital of the Home Rulers. Two or three extracts from recent editorials should have been read and digested by members of the jury, who interjected stump speeches into the bowels of a law court.

For example: "The native population is exceptional in its qualifications and is in no sense to be classed with the inferior races."-"Under the Constitution of the United States, a native citizen or a citizen of any extraction is equal before the law with every other American."-"He is literally and precisely on the same footing, in relation to his personal rights and his capacity of acquiring and using property, as the president."

This is the platform of the Advertiser, which never refers to a man's color as a badge of either inferiority or distinction. The Home Rulers, however, seize every possible opportunity to make discriminations against Americans who are not natives and brought up in the full effulgence of the extinct monarchy.

Friday's fake was a razzle-dazzle in its way. There was nothing in the Advertiser's report of the trial in progress to cast any reflection upon the jurors, and only an error of fact that was harmless. But some of the jurors thought that, after reading a newspaper heading, they were incompetent to render a just verdict. This was probably an unreasonable criticism upon themselves, for a man whose decision of a case, under his oath, could be even affected by journalistic criticism, would be unfit to serve as a juror anywhere. A citizen of that calibre would be a long way below par. We do more justice to the jurers than to endorse this self-

Evidently the plain duty of any judge, who did not regard an with two officers especially assigned to extra judicial sensation of a very limited size as a tit-bit, was to have bluntly stopped the waste of time, to rebuke an attempt to manufacture political capital in a court room, and to direct the the officers, however, has been given prompt resumption of trial. The article complained of was not before Judge Gear. It did not bear the absurd construction placed upon it. It was not testimony in the cause, which the jurous had sworn to decide according to the evidence and the law. The interruption of the proceedings, therefore, and the columns of swash which followed, were merely twaddle and a caricature of orderly procedure.

WASTAUKS NEARING ACUTE STAGE IN JAPAN

Nation Demands That Russia Fulfill the Pledges Regarding Manchuria.

YOKOHAMA, Japan, Oct. 9.—The tenor of today's press in Japan shows intense feeling in regard to the Manchurian situation. Conservative newspapers demand that the government insist that, Russia fulfill its pledges regarding the evacuation of Manchuria. Naval officers have been in conference regarding proposed war

Many wealthy Japanese are offering to subscribe towards a

ST. PETERSBURG, Russia, Oct. 9.—But little war feeling is manifested in this capital. Russians are taking the Far Eastern crisis very coolly.

OLD SHIP WRECKED AND ONLY THREE MEN SAVED

LONDON, Oct. 9.—The ship Benjamin Sewall has been wrecked on the Pescadores. Only three of the crew were saved.

The ship Benjamin F. Sewall was a well known old ship that had seen her best years some time ago. She was not one of the line of Sewall ships that have been trading to Hawaii but sails out of Boston and the interest in the vessel which is not owned by her master, Captain Halsted, is owned by a Boston firm. Captain Halsted has had the Sewall in all sorts of difficulties. The vessel has been ashore many times, has been in a great deal of trouble at sea, and was regarded as hoodoed vessel, as she seldom arrived in a port and got away again without being mixed up in the courts. The vessel was of 1320 tons.

The Pescadores are a group of small islands, surrounded by many feefs, and situated in the Formosa Strait, lying almost midway between Formosa and Amoy, China. The place is in the typhoon track and the Pescadores have claimed many wrecks during recent years. These small islets formerly belonged to China but are now the property of Japan.

The Benjamin F. Sewall was at Singapore on the first of

The ship Benjamin Sewall on December 29, 1901, put into Honolulu in distress while enroute from Port Townsend to West Australia with a cargo of lumber. The vessel was leaking. Captain Halsted remained here repairing for about three weeks and then sailed for Australia.

The above cablegram seems to indicate that Captain Halsted lost his life in the wreck on the Pescadores.

CHEEFOO, China, Oct. 12.—It is believed here that hostilities between Russia and Japan are imminent. The naval forces of both

Japan and Russia are now placed in advantageous positions in preparation for a quick strike in the event of war.

LEXINGTON, Ky., Oct. 11.—Lou Dillon, the horse that broke

the trotting record, has now broken the wagon record in 2:01 34. Lou Dillon is the great animal, which at Readville Track, Mass. on September 24, lowered the world's trotting record to two minutes. The best previous record for one mile, trotting to wagon, was made

by The Abbot four years ago, the time being 2:05 1-2. PARIS, Oct. 11.—It is believed that, in the event of war, Japan will strike the first blow. It is denied at the Japanese lega-

PATERSON, N. J., Oct. 11.—The damage done by the flood in and about this city amounts to \$2,000,000.

tion that Japan has already landed forces in Korea.

NORFOLK, Va., Oct. 11.—Three wrecks are reported on the Virginia coast. Several lives were lost.

VIENNA, Oct. 11. The Czar will not visit Rome on account of his fear of the anarchists.

SOFIA, Oct. 11, Further mobilization of troops had been

BOSTON, Oct. 11.—The widow of Evangelist Dwight L. Moody

IROQUOIS MAY NOT GO TO MIDWAY GROUP UNTIL APRIL

The Iroquois's next regular cruise to to Midway to pursue the same astrono-Midway Island may not take place mical researches. He stated that Mr. recommendation to postpone the trip to that month is seted upon favorably by the Navy Department. It had been the intention of the department to send the Iroquois to Midway this month determine the longitude of the place. This would have been done as privilege to the Hydrographic Bureau. One of three months' sick leave, and the local navy people have heard nothing more in connection with pursuing the mat-

ter from a purely naval source. It reems, however, that Carrol D. Wright, Commissioner of Labor at Washington, heard of the proposed cruise, and to that end applied on September 18 to the Navy Department for permission to have Mr. Morse of if he depends on being taken to Midthe Coast-and Geodetic Survey taken way on the Iroquois.

until next April, if Captain Rodman's and may perhaps arrive in the Ventura. Mr. Wright requested that the Troquois's departure be delayed until his arrival so that he could be taken Capt. Cowles of the Bureau of Navi-

gation on receipt of the recommendation said he had no official notice of the proposed visit of the Iroquois to Midway. The Secretary of the Navy referred the matter to Admiral Terry who in turn passed on the recommendation that the Iroquois's departure be delayed until October 16. As the orules first proposed has already been abandoned, and further as it is not deemed wise at this time of the year to go to Midway in a vessel the size of the Iroquoja, the matter stands as before the cruise was projected. Mr. Morse will probably arrive here this week, but may have to forego his visit

Domining Cinclif Entered at the Postomes of Honolulu, H. T., Second-class Matter. BEMI-WEEKLY. issued juesdays and fridays.

WALTER B. SMITH, Edison. SUBSCRIPTION RATES. Per Month

Per Year, Foreign 2.00 Papable Invariable in fidvance.

W. PEARSON, Manager.

TUESDAY : : : OCTOBER 1

PRIDAY IN COURT.

The Advertiser confesses surprise at the attitude of the Kamuela jury towards the following item which appeared in the court notes of this paper

"Kamuela was put on trial for assault and battery. Ella Long appeared for the defendant. When his chal-Was Carl Willing."

the merits of the court proceeding. The probable guilt or impodence of the leading statement was made save the this small item; such a thing would systematic and modern methods. Sevnot have been permitted to disturb business in any other court than Gear's. The occasion was trivial; the subse-quent grand stand play ridiculous.

Regarding jurors who urge that the bare and uncolored relation of a fact which of itself gave them no concern, so changed their mental attitude that they could not give the defendant a fair trial, all we can say is that they are either insincere or childish. insincere their obstreperous complaints and their refusal to do their duty should impel the court to punish them for contempty if merely childish they have no business on the jury at all. As for Judge Gear if he would spend less time in trying to pick flaws in the Advertiser and in doing cheap politics from the bench and more time in meting out justice to criminals, public respect for him would be much greater

TOWNSITE SWINDLES.

It is like a glimpse of old boom days Cal., of the sale to Eastern men of Fifteen years or more ago the industry was as flourishing as the sale of when they are ready for business. century before. It was no uncommon thing to sell lots in a town site which was ten feet under tidewater or on pigs, cattle, deer and goats in case the steep slopes of some almost in a system of forestry is devised, it might not be a bad idea to drop a line into the tourist folders about Hawaii or through correspondence based upon being a sportsman's paradise. Huna prospectus containing the names, as ters form no small part of the people

but probably they did. There is a with just enough danger in it, vide class of men, high in official place, wild cattle and dogs, to add to the who are always willing to lend their spice. Why not let the fact be known? names to get-fich schemes in re-turn for paid-up stock. Quite lately a mld-Western Senator was accused of something of the kind. No one knows how far the influence of the names of ecveral Senators and a First Assistant Postmaster General went When they appeared on the advertisement of a Mexican (Lower California) development company which, in 1886, sold worthless realty at a fancy price. But a multitude were duped. Such inen have their counterparts in the British Lords, called "guinea pigs" who assist "floatations." They are the decoys that lure the credulous to ruin. Without them the incorporated swindlers would find their tasks difficall indeed; for in spite of the fact that a fool is born every minute the number of people who will invest monby with men they do not know at least by reputation is not large.

Andrew S. Wallace, postmaster at Opp, Alabama, jumped to the conclu-Washington were as corrupt as the of the same company at the Presidio. worst reports implied. Therefore, deeming it opportune to try for a better piace than Opp, he wrote to Postmaster General Payne asking for transference to the postmastership of Andalusis. He stated that, to compensate the Postmaster General for his trouble, he would pay him fifty dollars as soon as the order for the transfer was issued. Wallace obtained a transfer, but it was in the form of a warrant of arrest. The P. M. G. had forwarded his Setter to the chief inspector of the Southern Division at Chattanooga, who caused his removal from the Opp office and his committal to the United States Court at Birmingham. This recent story has several morals.

Hillo seems to be in a fair way of working up a profitable banana trade. With assured regularity of steamer transportation, the cultivators need only select the best varieties and adopt the most approved methods of culture and packing to make a good thing out sense to work it. Any bungling there of the industry.

that Hill has an agricultural society of has rendered a section in the country own. Not so long ago the whole group had but one agricultural city newspapers, the Union News color of the Supreme Court of the United society, which for many long years was pany and the Crane Ice Cream com- States, by which it was decided. But any beautiful to the Supreme Court of the United States, by which it was decided. But by holding exhibitions at intervals of Among other things the magistrate Amendment to the Federal Constitution of decide between Kalauckalani and old society did some good, its period of plaint by the omission to aver that the Chart in Honoralus has at least at the introduction of thoroughbred stock.

The introduction of thoroughbred stock, Bunday was not a "necessity" and horses, cattle and sheep, by King Kala, "charity;" that this omission is fatal gross in the intervenum between the Mankichi case shown the volcanic outbreak. They forms the Mankichi and but as forerunners of a merely came but as forerunners of a Per Year 5.00 kauaf Chamberlain Judd, W. G. Irwin, to prosecution, and that if for no other, resolution annexing the Hawaiian Isl-W. M. Gibson, B. F. Dillingham and reason he would be compelled to disc and the approval of the Organic

Though organized agricultural interand, with more or less public encourand general agriculture, apart from supeared in the court notes of this paper sometimes to the exports. Prior to the "It keeps men informed on every to be presecuted without indictment, the Governor for saving his life and Color Line" were not repealed, but continued in ground the continued the co sometimes to the exports. Prior to the the Union, there was a tarfil handicap ner furnishes the only common channel force, and to them, therefore, the upon some Hawaiian products which of communication between the people, reasoning of the Supreme Court of the prevented their profitable marketing It watches with care over the conduct United States is distinctly applicable. lenges has been exercised, only one into the United States market free and of the performance of their duties. It "felony" or a "crime" as an offence white man was left on the jury. This the failure of the pineappie industry, moids, if it does not form unbits only invisible in the pineappie industry.

fair. In the interests of justice it tion in Hawaii today, there is every-morality to those who never least the cover least offences, Section 1 of Act 8 would seem as if both races should thing to encourage hope that before word of God except such as may be of the Legislature of this year author. would seem as it bein races should thing to encourage nope that before word of God except such as may be always have proper representation in long the hackneyed taunt of having all published in a newspaper.

It may be assumed that our eggs in one basket will have its white man is as competent for jury edge dulled for good and all. Forces congregation of non-church persons to duty as a Hawaiian so long as he be-of progress are mobilising. We have whom the newspaper addresses itself being of the statutes, relating to organizations on Cahu and on the other every Sunday and I have no doubt that original jurisdiction and appeals in the latent complained of talends to many the complained of talends to many the contract of the statutes. straight face, and say that the reading small farmer as well as for corporate as on other days. of it had disqualified him to sit in the enterprise in new directions. Reorganpending case. In the paragraph com- ized and subsidized by the Legislature, plained of, no opinion was given as to the Board of Agriculture and Forestry ized and subsidized by the Legislature, is working in conjunction with the Federal authorities. Intelligent and exprisoner was not mentioned. No mis- perienced farmers from the mainland minor and immaterial one about Mr. and individuals. The irrigation questionance. As for the row made over tion, where it exists is being settled by are coming in by colonies, settlements eral large schools, public and private, are instructing the children of the soil

in agricultural art and science appropriate to local conditions. If there is anything more truly alive in the Hawalian Islands at present than the movement for complete development of the country's natural resources, the pessimists will have to climb the rugged slopes of Mauria Loa and look down into the furnaces of Mokuaweoweo to find it. Plutonic fires are at the end of the pessimist's vision anyway, but fortunately his power of dragging everybody else to hades with him is limited.

OUR GAME RESOURCES.

If the wild dogs of Kan have got so that they attack and kill human beings on the highway the difference between them and the wolves of Russia is not great enough to warrant the government in letting them alone They deserve to be cleaned out, if to read the story from Bakersfield, for each wild dog destroyed. The paper town lots in a mythical Eden at large may well take the matter up

whether such names figured in the Bakersdeld swindle we do not know. Whether such names figured in the Bakersdeld swindle we do not know, but probably they did. There is a with passe of them are in the west on account of the property in the same of them are in the west on account of the property is class of them, probably they did. There is a with just enough, danger in it, vide who are always willing to lend the respondence to the property is a soft the property in the property is class of them, high in official place, with just enough, danger in it, vide who are always willing to lend the fact the fact be known?

ARTILLERY TRAINING.

Sound to successfully resust point strain, walls theat and heavy tropical rains, walls theat and heavy tropical rains, walls theat and heavy tropical rains, walls then the conting the property in the case of the property in the steep slopes of some almost in, as system of forestry is devised, it might not be a bad idea to drop a line to the tourist folders about. Hawait forest, with conditions of the property in the proper Bakersfield swindle we do not know, the game. Here there is good sport

report; says the importance of an artillery reserve for the Pacific coast cannot be overestimated, and he recommends that the entire organized militia of all arms located within easy distance of San Francisco be invited to participate in a course of coast artillery training at the Presidio.

The foregoing is from a late Washington dispatch. Hawaii is "within pattern. easy distance of San Francisco," if the War Department choose to make it so, for the purpose mentioned by Geperal MacArthur, by making the calling executive board of the Khights of Latransport service available for carry ing a contingent of the Hawalian National Guard to the rendezvous. Perhaps two birds may be killed with one stone through making the visit of a Hawalian company to the St. Louis Exsion that the big postoffice fellows at position fit in with artillery instruction tain labor organisations and their lead-Coast guarding with artillery was early adopted by the National military authorities as the appropriate garrison service at Honolulu. This fact should suggest that a portion of the infantry strength of the Hawaiian militia might be transformed into the artillery labor, as they seem inclined to ignore branch. Besides giving variety, it the rights of others, create strikes and would add to the effectiveness, in case of necessity, of the Territory's citizen

> The Bulletin, under the heading 'Reconciliation," says that the Kuckoas have "come back" to the Home Rulers. "Come" is good. Is the Bulletin getting ready to become a Home Rule organ in case there should be anything to graft on?

The Bulletin's cup is a harder trophy to lift than the international one. That's because it's natied down.

Politics i. a jury box needs men of is rather too giaring.

charge the defendants.

ests waned in the era of political revo-lution, private enterprise kept right on tainly should be inclined to decide it as stance. The local constitution and a matter of fact only in the affirmative, statutes, prior to annexation, allowed agement, brought stock raising, forage Perhaps no enterprise, whether with a indictments to be found by a judge a decision of the Supreme Court in cultivation, dairy farming, horticulture view of newspapers commercially or in and verdicts to be rendered by nine out a literary sense, has made such rapid of twelve jurors. The Mankichi case gar production, up to standards not to and marvelous strides as the public turned on these provisions, which were commutation of his sentence, said he be despised. These various industries, press. It has kept abreast, and some repealed by the Organic Act. How was forty years old and did not think besides largely supplying the home times ahead, of the wonderful develops aver, the statutes, which authorised he would survive twenty years of hard

on the mainland. Now everything goes of our public officers and the manner Section 3 of the Penal Laws defines a the failure of the pineapple industry, molds, if it does not form, public opin-punishable by death or by imprison-for instance, is turned into success and ion, upon public questions, and con-ment for over two years or by the for-Since learning the names of the jurymen the editor finds that his reporter
was in error in saying that but one
talk and desultory experiment, with evtwo, for Juror Montano, notwithstandtwo, for Juror Montano, notwithstandtor instance, is turned into success and ion, upon public questions, and comment for over two years or by the forment for over two years or design serves the interests of citizen and outfeiture of any civil or political right,
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lic ment for over two years or by the forfeiture of any civil or political right,
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try has been started, after years of
in any other way. It educates inspires
the love of home and country
to this fundamental acts are conformable
to this fundamental acts are conformable.

"For many other and equally good reasons the press is a necessity. I should consider it so even if I were not aware that at least 400,000 personsbuy, and perhaps equally as many more

W BUILDING MATERIAL

read, this city's newspapers."

suburban tracts by the electric cars, the expressly preserved existing legislation following description of improved con-recte structural material ought to the United States" and the effect of have interest for both contractors and these words was distinctly passed upon owners of house lots. It is from a in the Mankichi decision. And the Organic Act not only protects the stat-

ded therein, there has been a remark public of Hawaii, snacts:

able increase in the use of concrete for building purposes in the last few years. In force were punishable as offences

if desired, to insure greater security, its conclusion practically reversed. Many houses have of late been built with such blocks, and their popularity seems to be on the increase. In an pearance such concrete block walls resemble masonry—in fact, the blocks can be fashioned after almost any desired

At a meeting held in Washington the last week in September, the general bor said things in resolutions adopted. Whereasing its belief that President House," the board resolved, with regard to a reported movement of cerers to have organized labor take up the fight of the enemies of the President, because of his action in the Washington Printing Office dispute, "That such action as is contemplated against President Roosevelt is one of the many errors and mistakes made by organized make demands that are unreasonable, relying not on the justice of their contention or claims, but the amount of loss or trouble ther can cause others, and to see what they can secure by depending on politicians and not on the justice of their demands." Thus advanced and intelligent labor walks the opposite way to that shown in the walking delegate's marching manual.

"I see that the superintendent of a cooking school has had to retire on account of her bealth."

"What is the matter with her?" "Drepensis."-Judge.

society, which for many long years was pany and the Crane Ice Cream come States, by which it was decided. Rut only heard from at its annual election pany, who it was alteged had violated it seems quite plain that, if Judge out ranch, on Maul, is is town. It was exclusive, royal if the "Sunday bite is of 1794, which is floored judgment, requiring all offeness. W. M. Pomroy, foreman of the Advisor opinion, supported by many legal authorities the territory to be prosecuted vertier composing room, has an attached signs of life the disminsed the charges. The Hongs of the dengue, by holding exhibitions at intervals of "Among other things the magistrate Amendment to the Federal Constituto decide between Kalauokalani and vears in Kaniolani Park. No doubt the finds that there is a defermine compation, be sound law, then the Circuit, Nakuma for the county clerk candi-

Law. But the lay mind, on the facts, "If it were necessary, however," he will not be able to appreciate any disdefendants charged with minor offences were not repealed, but continued in

white man was left. There were two, for Juror Montano, notwithstand to for Juror Montano, notwithstandor of a Progress has been made, how progress has been the love of home and country.

It is incomprehensible, in view of the Juror Montano, notwithstandor of a Progress has been made, how progress has been the love of home and country.

It is incomprehensible, in view of the Juror Montano, notwithst that are "infamous" and those that are not "infamous," without which justice could not bave been administered under the monarchy or the republie, and cannot now be successfully ad-

ministered within the Territory. The Organic Act not only does not repeal these enactments, but declares that they "shall continue in force" uness "Inconsistent with the Constitution or laws of the United States." The Newlands Resolution of July 7th, In view of probable building activity 1888, which prescribed the governing consequent upon the opening up of new law down to the action of Congress. ganic Act not only protects the stat-Parily in consequence of the grow utes as they stood when it was adopting cheapness of cement parily as a ed, but affirmatively guards against result of the increasing confidence of any technical holding in favor of crimengineers in its qualities and partity be inais. It continues "prosecutions" go-cause the cement is sometimes rein, ing on at the time of its passage, and, forced with a network of steel embed—alluding to the extinction of the Re-

Hitherto, though, this material has against the government of the Repub-been employed in solid masses, whereas, lic of Hawaii, shall be punishable as it is now proposed to mould it into hol- offences against the government of the low blocks, thus securing greater lights the government of the ness, as well as other advantages.

According to Cassier's Magasipe, the state of the head of "The Lud" yesterday by Schaefer & Co. against blocks are in a measure highly develop. Survey and until the legs of the remarkably durable detamples of the remarkably durable lature as all otherwise provide, the laws a case of Dry Molopole champagns. adobe houses of Mexico and the South of Hawaii heretofore in force concernwest of the United States, which, ing the several courts and their juris-

can also be provided in them to re- ion be finally accepted, the principles ceive the ends of floor beams, the joints of the Mankichi judgment will be being subsequently filled with cement flouted, its reasoning transferred, and

Whether it was a fleeting memory of his decision that nobody can be sent to jall without a grand jury indictment behind him or whether it was a sudden rush of common sense to the head, we do not know; but for one reason or other Judge Gear scemed to appreciate the chance the Attorney General gave him to drop the centempt proceedings against the Advertiser and resume the Kamuela case where he left off: Even the rambunctious jurors seemed to be Roosevelt was "one of the best friends satisfied. Where the fire fountains had organised labor ever had in the White played and the molten rock had ouried over precipices on Friday, the doves of peace cooled and the lave looked cold and bare on Monday. It was one of those sudden and peculiar changes which have marked all the Gear crowd's recent efforts to squeich the Advertiser. Strange how even local history repeats itself.

> We are reminded by a subscriber, who writes on the authority of the Christian Herald, that the story of Emily Brown reaching the throne of Korea by the harend route has been the archives in the Advertiser's clipping ing to know by the late dispatches that library does not develop a denial but it fixes the responsibility for the story fifty-three "head-hunters." upon Editor O'Shea of Shanghai, the East. Mr. O'Shee, among his other triumphs of surveracity, counts the story which horrified the civilized world, about the massacre of the legations at Peking during the Boxer trouble. The mere attachment of his name to the story of Emily Brown removes it from the sober field of history and ried through than has the adjustment places it in the rainbow realm of 60- of our Territorial bonding interests by

(From Saturday's Daily.)

merly came but as forerunners of a chief's death, though mistaking the time to come now and then.

.The acceptance of George H. Fairchild's name on the official ballot for Kauai county, as candidate for supervisor, by Governor Dole was based on 1902 in the case of August Dreier.

labor. Nevertheless he felt grateful to would try to be a model prisoner. Deputy Attorney General Peters, in

explanation of his allusion to Juror Notley in court, stated yesterday afternoon that Notley, at a Home Rule gathering, said that John H. Wise was 'no good' because he had polled his vote in the jury room for a verdict of guilty against a Hawaiian defendant.

(From Monday's delly.)

The Republican headquarters at Hilo have been changed from the Peacock block to the rooms on the first Boor of the Telephone building. Attorney Jas. L. Coke of Walluku Maul, is suffering from an attack of applendicitis, but his physician, Dr. Armitage, hopes that an operation may not prove pecessary.

The Palls of Clyde, Captain Matson arrived Monday at Hilo with a general cargo and the following passengers: J. L. Robertson, Mrs. J. W. Meson and two children, Mr. Scholtzey and J.

Mary E. Foster by her attorney, E A. Mott-Smith, has entered a motion for default in her sult to foreclos mortgage against Lum Kin and other It comes before Judge De Bolt thi morning. Mrs. Sarah Coan Waters, of New York City, has been visiting Mrs. C

H. Dickey at Haiku, Maul, the cas week. Mrs. Waters is an island girl the daughter of Rev. Titus Coan, o Hilo, and visits the islands for the fire time in forty years. A. Gartley may leave in the steamer

Mauna Los today for Hawall to make a trip to the volcano. W. G. Cooper, cashler of the First

National Bank, leaves for the Coast in the Sierra on a business trio. Surveyor W. A. Wall leaves for Hawall in the Mauna Loa today and, if the

eruption is found still in blast, may climb to Mokuaweewee crater. An exchange of the Walakea mill site, Hilo, for land needed to extend Smith street, Henolulu, was approved

by the executive council subject to fur-Suit was filed in the District Court yesterday by Schäefer & Co. against George A. Davis for 188, the value of bought by Davis on January 5, 1962,

during the height of the Sumner trial. though built simply of large sun dried diction and procedure shall continue Superintendent Cooper received con-blocks of clay, appear as though hewn out of one solid mass, and have been specificative council yesterday, of a proposal to sewhen they are ready for business.

With wild pigs and cattle, deer and found to successfully resist both great specifically repeals all then existing quire, by exchange with the Bishop goats roaming the upland forests to heat and heavy tropical rains. Walls statutes considered by Congress to be estate of lands in Poloina, 20,000 square.

aminer for report.

Ellis Lando has not been hazed at Annapolis. As soon as the Seniors found out that he was an expert with a guitar they asked him to play for them and he knew enough never to refuse such an invitation. As a result, unless they keep him playing all his spare time, he will escape the usual experience with the upper classmen. Among those booked on the Sierra for San Francisco are Thomas Fitch

and wife, who return to Los Angeles; S. B. Boulton, Chairman of the London Labor-Concillation and Arbitration Board, wife and daughter who will return to London: L. L. McCandless, S. B. Rose and Major McClellan. P. C. Jones and H. E. Walty go to the annual convention of the American Bankers' Association in San Francisco.

At first they were "insurgents" and "fusurrectos" in the Philippines and therefore "patriots" to the anti-expansion party in the United States. Then their names were changed to ladrones and the anti-expansionists were stricken dumb. A "ladrone" might be a hairy and gory pirate for all they knew. Finally the Bostonese discovered that the ladrone was the same old insurrecto under a disguising name so it became necessary to anthoritatively denied. A search of call him a "head-hunter." It is pleasthe Philippine constabulary have killed Now what can the anti-expansionists say against most renowned prevaricator in the Far, that? Isn't it American to kill scalping or head-removing savages?

> We venture to may that no public business for Hawaii, calling for the services of a citisen of these Islands on the mainland, has ever been more speedily, capably and successfully car-Secretary George R. Carter.

Humors of the Blood

Cause many troubles, - pimples, boils and other eraptions, besides loss of appetite, that tired feeling, fits of biliousness, indigestion and headache.

The sooner one gets rid of them the better, and the way to get rid of them and to build up the system that has suffered from them is to take

Hood's Sarsaparilla and Pills Forming in combination the most

effective alterative and tonic medicine, as shown by unequaled, radical and permanent cures of Scrofula Salt Rhoum Bolls, Pimples

Peoriasis All kinds of Humor Rheumatism Blood Polsoning Dyspepsia Catarrh Debility, Etc.

Accept no substitute, but be sure to get Hood's, and get it today.

BUSINESS CARDS.

H. HACKFELD & CO. LTD.—General Commission Agents, Queen St., Hone-julu, H. I.

and Commission Merchants, Honois-lu, Hawatian Telands. LEWERS & COOKE - (Robert Lewis F. J. Lowrey, C. M. Cooke, - Impos ers and dealers in fumber and bus ing materials, Office, \$15 Fort St.

HONOLULU IRON WORKS CO.Machinery of every descrition made to

HONOLULU STOCK EXCHANGE

Honolulu, October 12, 1903.

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METROROLOGICAL RECORD.

By the Government Survey, Published Every Monday,

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Barometer corrected to 12 F. and sea level, and for standard gravity of sat-45 Titls correction is -04 for Bonolulu.

TIDES, SUN AND MOON.

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Last quarter of the moon on the 18th. Times of the tide are taken from the United States Coast and Geodetic Sur-

rer tables. The tides at Eabului and Hilo occur about one hour earlier than at Hono-

Hawaiian standard time is 13 hours 26 minutes slower than Greenwich time, being that of the meridian of 157 dewhat so minutes. The time whistle blows at 1:30 p. m., which is the same es Greenwich, e hours e minutes. Sun and moon are for local time for the

Liquor Licenses.

Renewals of liquor licenses were approved as follows by the executive council resterday: Morimoto, wine, beer and ale, Holusion, North Kona; H. Hamano, dealer's spirit, Honolulu; Wing We Tal & Co., wholesale, Hono-

SOUTHERN PACIFIC offers

Choice of Routes and Choice of Trains

"SHASTA ROUTE"—Oregon Express. "OGDEN ROUTE"-New Overland Limited.

"SUNSET ROUTE"-Sunset Limited. Down California Coast. Crescent City Express via San Joaquin Valley. THE DIRECT ROUTE IS THE OGDEN.

The SHASTA will show you Northern California and Western

The SUNSET, Central and Southern California, Arizona, Texas, Louisiana.

FOLDERS AND BOOKLETS AT

Information Bureau

613 Market St., San Francisco.

ADSTRES ABIEACH OF SPECIFIED SUMFILLACE

Jared Smith Names Bulletin Breaks a Nine Suitable Varieties.

Jared Smith, director of the Govrnment Experiment Station, arrived in Hilo last Saturday after visiting the coffee plantations and tobacco experiment station in Hamakua. Mr. Smith had been invited to address the menbers of the Hilo Agricultural Society at a meeting on Baturday and visited Hilo for that purpose. During his remarks Mr. Smith said:

'It appears to me that the conditions in Hamakua, both as to soil and climate, are favorable to the cultivation of tobacco. Thus far nothing more than preparing the soil has been done. The plants must be protected by sheeting and this material was ordered from the East and shipped to us, unfertunately, by the way of Cape Horn. As this means unnecessary delay another order has been sent to the coast Advertiser has sustained the confidence and the material will be shipped by reposed in its promise. the direct route.

My investigations in this Territory convince me that Hawaii has great aside from sugar, rice, taro and coffee there are opportunities for a dozen more. It is surprising to note the number and varieties of marketable without apparent care. Agriculture in this fashion is incorrect as Mr. Whitmay be divided into two classes: that new of the Helene or any responsible sumption. In most places the domestic agriculturist obtains the best results it. But here in Hawaii growing for export is the most profitable. Among the many varieties which are, or may be, produced hepe for export I will name bananas, manioc, arrowroot, castor beans, cabbages, onions, dried beans, pineapples and sizal. These I name as being auitable for cultivation by the small farmer; sugar is kingdom of its own."-Hilo Herald.

TRADES GIVE WAY TO SOUTH WIND

A writ of habeas corpus may be serv. ed on the weather prophet to produce in Hosolulu the cool trades which he is alleged to have purloined several days, ago and sent to an unknown part of the Pacific, cumingly substituting for them a hot sufficiently sephyr from the South. The sephyr, also, is said to be charged with heat from the active cra-

It is noticeable that Mr. Wilcox, Home Rule nominee for Sheriff, is getting as close as he can to the Chinese. He is even dining some of them at the principal hotels. Can it be that the wily Bob is telling them that an investment in Home Rule friendship would net big returns from open fantan and pake plo games later on? Perials the thought! No one could believe it even of Bob even if they found the evidence of it in a gas tank. Asked ourselves, we should venture the thought that Bob is about to change his religion again and is looking up facts about Buddhism and the worship of ancestors.

ter on Mauna Loa.

The weather prophet's gullt is unuestioned. The cool trade winds, which came across the Pali, down Maon valley and over Kalmuki from Walaise have completely disappeared.

ed belief that the substitution of

Pledge of Silence.

In reading the Bulletin-Macfarlane account of the La Paloma accident both cent club meeting of the Hawall Yacht American. cent club meeting of the Hawaii Yacht Many of the officers of the Protet Club, feel that the Bulletin has commits speak English fluently and the parties ted a breach of confidence in publishing under their care were duly impressed and Commodore Macfarlane in dictar- with the prestige of the grand Repubing its article. It was agreed at that parties discussed refreshments and exmeeting not to air the affairs of the changed greeting or reminiscences, club and to keep further mention than while others went as fancy led them, that of the one motion passed, out of tree of the ship, meeting with efforts the paper. To this the editor of the castle, messieurs the warrant officers, Bulletin, who was present, agreed as the dapper lieutenants to the comdid the Advertiser representative. The manding officer,

possibilities for diversified industries; Helene's flag or her life buoy or any disqualifications attached to that wessel, although as chairman of the Regatta Committee such was my priviproducts growing on the islands and lege. Any statement coupling my name ery locality the population consumes by the Advertiser representative in T have seen the Postforcable.

meeting beyond a bare statement of the motion calling the race off. This prom- come aboard?" was the questioning ise has been kept by the Advertiser and response. was undoubtedly broken by Mr. Macfarlane and Mr. Farrington in yesterday a Bulletin." T. W. Hobron says: "In reading over

the Bulletin article it appears that both Mr. Farrington and our Chief Executive have committed a breach of conagent or those seeking to espouse his of passing steamers, CAUSE.

"Referring to what he says about my interest in the wreck, would say that after seeing the Dewey's mast gone, I rowed over to investigate and see if there was anything to be done to avoid further loss of property. Without coing on board the wrecked Dewey, it would appear that the hull must certainly be damaged in a collision that would take her mast out, and in this cars she would probably be leaking and liable to sink if not beached at once. I went to the Dewey, as I have gone to the Paloma and other boats in trouble, as I believe it is the duty of every yachtsman to do, and, not as the Bulletin would make it appear, as seeking to secure facts to reflect on Commodore Macfarlane's reamanahin,

The Bulletin's statement that Mr. Hobron was the only one taking an interest in the affair outside the crew of the La Paloma is not borne out by facts besides casting inference on the sportsmanlike qualities of Port Captain L. de L. Ward and other rachtemen who were most interested in the damage done. Some forty people who came up from the Peningula yesterday knew of the acat I the whole trouble is laid at Ly, I cident and it was the topic of the day. Rer's door. There is almost unques. Four of those who came up on the train assisted in giving the Advertisor details of the occurrence. Considerable exacter man to return the missing sped, although the Advartiser refrained Benson, Smith & Co., Did., agents for offer of its services to both disputants, from commenting upon the prophecy. Hawaii.

THE PROTET

People Visited French Cruiser Yesterday.

Public interest centered on the French cruiser Protet yesterday afternoonhoon and the harbor presented an animated scepe with the launches and shore boats plying a continuous trade in carryin visitors of both sexes to

the Gallic war machine.

People who missed the band concert. folks interested in ships and those who go down to sea in them, were all ready to get to the comparatively cool waterfront away front the "volcano weath-Linen spits and dainty dresses were donned, hoats bired or the Frenchman's launches taken advantage of and soon a crowd gay enough to remind officers and men alike of La Bells France they had left behind them, had boarded the ship and for the time being, captured her, the ship's complement, members of the "politest nation in the world", surrendering at discretion.

The warship, trimmed for inspection, her razor like ram headed for the shore, seemed solidly set on founds-tions that reached the bottom of the harbor. The water was glassy and the grim, forbidding, yet fascinating re-flection of the big cruiser showed evfound breeze sufficient to display its

Boat booms were swung to port and starboard with ladders pending from them down which the numble sailors clambered to man the boots. The holidar attire, gay laughter and little shouts of surprise or wonderment, the polite attentions of the receiving officers, all seemed in strange contrast to the paraphernalis of war that served only as a means of conversation and entertainment.

Wandering and wondering parties under the guidance of a white clad, gold bedizened officer, inspected the ship from engines to bridge and list-Messra Hobron and Dunn, who are per- ened puzzled but smiling to the ensonally mentioned in the article as have deavors of their guide to translate ing made sertain statements at the re- technical terms into understandable

Alian Dunn says: "I made no state CABLE IS VISIBLE ments at the menting concerning the ON OCEAN BOTTOM

about Honolulu will before long be such as to minimize any danger of eable cutting at the shore end of the electric strand that unites Hawall with for export and that for domestic con new of the Helene or any responsible the outer world. All the same, the member of the club present can attest. wonderfully translucent properties of "A promise was made at this meeting the ocean near Hawaii's reefs make from his labors because in nearly, ev. by Mr. Farrington for the Bulletin, and the Pacific cable more exposed than

"I have seen the Pacific cable this deference to a motion, that the press morning," one passenger said to anwould not publish or be informed by other aboard the steamer Kinau on any present, of what passed in the approaching the harbor entrance Saturday forencen.

> What do you mean-a cablegram "No, but the real Pacific cable lying

upon the bottom of the ocean" Finding his statement received with incredulity, the first passenger referred the sceptical one to Captain Freeman, who promptly verified the fact. So clear is the water off shore that the cable is visible, where it curves in from the ocean to round Diamond fidence by reference as to what took Head, at a depth of 23 fathoms or aplace at our club meeting. So far the bout 140 feet when the surface is complace at our club meeting. So tar the paratively smooth. Such remarkable advertiser has refrained from mention, transparency of ocean water is known ing anything except authorised state only in a few parts of the world bement. If they want the Walaina in- sides the vicinity of Honolulu harbor, cident brought before a stronger light It is said that the week of the barkthan the Washington's the reading entine William Carson, sunk by colmight not be altogether pleasant to its ago, may still be seen from the decks

> Great Britain is reluctant to stay in the Japanese alliance if it means war. Nobody can blame her, for as surely as she draws the sword against Russia, France will draw it against her and then for the general European war which has been prophesied for over twenty years. Since the \$200,000,-000 Boer episode was over Great Britain has been in a thriftily peaceable mood and the prospect of paying out & billion of dollars or more for the sake of keeping Russia out of Japan's back country does not appeal to her business instincts. We may well be-lieve that if war comes John Bull will content himself with standing afar off and selling goods to both sides,

> Architect Traphagen has submitted the plans for the N. G. H. armory in Honolulu to Superintendent Cooper. Col. Jones says that, while all the appointments cannot be completed at once, the structure will be made suitable for occupancy with the means expected to be available when the contract is let.

in consumption. Chamberlain's Cough An equality of voting power to the Remely ourse coughe, colds and in- members of the board is provided for. simmering sephyrs took place in the fun was also anticipated in listening to fluenes. It contains no harmful subdex, of night while all good Honolulu the blame being cast upon the boat at stance and is pleasant and safe to take, ily, on hearing of any Labor dispute is the ware asleep. It's up to the anchor, exactly the line of defense pur- For sale by all dealers and druggists, within the Metropolitan district, of an

on Shore and Facing Eastward & CROWDS ON CONCILIATION LIVE STOCK BOARD CHAIRMAN HERE MENTO MEET

Hon. S. B. Boulton, Presiding Officer of Body Important Papers Which Adjusts Differences Between Em ployers and Wage-Earners, a Visitor Here

tration Board, one of the most powerful factors in the adjustment of difficulties between employers and operapeople looking for a breath of air, tives in the entire London district comprising about 6,000,000 residents, is a guest at the Moana Hotel, Walkiki, wife. The party recently came across Canada, thence to Hawaii. They will leave shortly for San Francisco, returning to London via New York.

The Board of which Mr. Boulton has been chairman since its organization twelve years ago, is composed of twelve members selected by the London Chamber of Commerce and a like number selected by the Trades Unions. The Board exercises a vast influence in labor matters and settles disputes of every character arising between the wage-earners and their employers. The Board stands ready to settle disputes, these being voluntarily laid before that body.

"I do not believe in compulsory arbitration," said Mr. Boulton at the Moery stout fighting mast, every turred miration, said Mr. Boulton at the Mo-and sponson, the frowning mussles and last evening. "I don't think it is and the brilliant tricolor that hardly possible anywhere. The questions laid brought to it voluntarily. No labor organization is compelled to have its diffigulties arbitrated by our Board merely because it has representatives on the Board."

Mr. Boulton has analysed the relations between capital and labor, or employer and employed, and is a recognized authority of labor economics. He says the prosperity of any individual enterprise requires three essential factors—capital, labor, and, last, but not least, controlling capacity—capacity to initiate, to direct, to manage. The success of all endeavors

promote industrial peace must result

from the joint efforts of employers and

employed to arrange their relations with each other by a system based upon the mutual exercise of conscience and common sense," said he. "Writers on political economy are not infallible, but I think that Professor. Marshall was not far wrong when he said, Economic laws and reasonings, in fact, are merely part of the material of which conscience and common sense have to make use in solving practical problems and in laying down rules which may be a guide in life. Con-science should teach both employer and simployed that neither should depart from the justice and equity epitomised in the exiom, 'A fair day's work for a fair day's wage. Common sense calls loudly to both parties to co-operate to a greater extent than ever before in the entiretype to remove many obstacles which are hindering the maintenance and growth of the trade which nout-labes both labor and capital, and, amongst those impediments, none are more mischievous than the habit of resorting to strikes and lock-outs as a method of making those bargains be- or of the trade of the country in gentween capital and labor which must eral. Why should they not meet and Graziers." made. However inevitable some of ing which their interests are undoubtthose contests may have appeared to edly identical? Were this to take place, have been in times past, the enlighten-

ed opinion of our whole British com-

munity demands that less disastrous

and less barbarous methods of adjust-

ment should prevail in the future.

"The formation of trade unions led, in many industries, to the establishment of employers' associations, the objects of the two classes of combinations being usually antagonistic. It was only later on that the idea occurred of using these rival associations as yehicles for arriving at a mutual understanding between masters and men The first serious attempt of reducing this idea to a practical reality appears to be due to the initiative of Mr. Mundella, who, in 1860, at Sheffield, after a grievous series of strikes in the hosiery trade, succeeded in forming a conciliation and arbitration board. The movement, although regarded at first with extreme suspicion, turned out to be a marked success, and as nothing succeeds like success, the example gradually spread to the lace trade, and to other trades. In 1869 it was adopted by the manufacturing iron trade at Darlington, -The iron trade in South Staffordshire, in South Wales, and in Scotland, and the Cleveland ironstone mines; the Staffordshire potteries, the chemical trades of Northumberland and Durham, and various large

collieries followed suit.

"In 1889 the London Chamber of Commerce was called upon by a large number of its members to take some action in consequence of calamities arising in the Port of London out of the serious dispute between the dock directors and their workmen. The Chamber appointed a committee of inquiry which was authorised, if found practicable, to prepare a scheme of isbor conciliation especially adapted to the needs of the Port of Bondon, I was chairman of that committee and presented its unanimous report, which was adopted by the Chamber. After, full discussion the Chamber authorised the formation of a conciliation board. Omitting minor details, the board was, and is, composed of twelve members representing employers, who are annually elected by the Council of the Chamber, and of twelve representatives of Labor annually elected by the delegates of the trades unions of London, all the London trade unions being an-A LINGERING COUGH may result nually invited to elect these delegates. and of an invitation to a friendly con-

Hon. S. B. Boulton, chairman of the ference, on neutral ground, that is, in London Labor Conciliation and Arbi- the rooms of the Chamber of Commerce. Where conciliation has not succeeded, recourse to arbitration under the auspices of the board is recommended. I have taken part, as chairman; in almost all the arbitrations which have been conducted under the with Mrs. Boulton and his son and auspices of the board since its commencement."

Mr. Boulton made an address to the Industrial Conference, held under the auspices of the Labor Copartnership Association and the London Labor Conciliation and Arbitration Board held at the Crystal Palace on July 3, 1902, in which he gave expression to the above views, and is quoted also as saying on that occasion: "As an employer of labor in this (Great Britain) and other countries,

and as one who, during a long business career, has had some experience in arbitrations of various kinds, I can bear festimony to the spirit of thorough impartiality with which these mixed panels, the workmen equally with the masters, have approached and elal paper which is being looked fardealt with the questions submitted to possible anywhere. The questions laid their arbitration. And, as another before the Board for adjustment are matter for sincere congratulation, since the formation of the board there has been an instance where the award arrived at under arbitration, or the agreement entered into under the auspices of the board by its methods of conciliation, has not been accepted and loyally carried out by both parties to the dispute. In almost all instances the board has been cordially thanked by both disputants; and it is of frequent occurrence that, after a first experience of its methods, both employers and employed in various industries continue from time to time to bring their difficulties before the board for adjustment. I cannot but think that methods which have produced such results are worthy of more extensive application than has hitherto been accorded to them, and that voluntary conciliation boards, conducted upon principles which have thus far stood the test of experience, are perhaps the best methods of maintaining industrial peace. In this connection it may perhaps be permitted to me to mention that I was examined at some length before the Royal Commission on Labor, and that, in their fifth and final report, the meeting: Commissioners speak with approval of the work of the London Conciliation Board, and commend its methods as specially suitable for district conciliation boards.

"It has long occurred to me that, in view of the fact that every diminution of trade is as vitally injurious to the workman as it is to the employer, a greater co-operation ought to exist be-Ranges."
tween employers and employed in order 6. A. W to remove any impediments or disabilitles which may interfere with the maintenance or growth of the particular industry upon which they depend, they would find that their interests are identical upon more subjects than they at present suppose. In those cases especially where legislative remedies are necessary in the interests of trade, such co-operation could not fail to be of the greatest possible utility." ...

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to Be Read at Hilo.

The annual meeting of the Hawaiian Live Stock Breeders' Association will be held this year at Hilo, it being the policy of the Association to not confine such gatherings to the capital city as so many of the interests attached to the organization belong to the other islands, Hawaii in particular being the residence of many members.

Spreckels Hall, Hilo, has been chosen as the meeting place, the date being set for Thursday, November 19, at 9 a., m. After the regular business and the annual reports of President D. P. R. Isenberg and Secretary A. F. Judd the election of officers for the ensuing year will take place, followed by a series of the pers on stock and their treatment. selection and fodders, that promises unusual interest.

The lately brought forward industry of algaroba beans for fodder will be treated by President Isenberg in a speward to with considerable interest as the results of Mr. Isenberg's practical experiments will be incorporated in the essay.

Mr. Louis von Tempsky of Maul has been giving much attention to the new and dangerous plant pest Pamakant and will read a paper on the subject.

One extremely interesting and important paper has been prepared by Jared G. Smith upon the "Relation of the Federal Experiment Station to the Graziers." Another essay which has been looked forward to is that of the Government entomologist, R. C. L. Perkins, upon the "Progress of the Lantana Bugs Experiment.". Mr. Perkins's late operation may prohibit him from sending his paper to the meeting, but it will in any event be published when

The full list of papers which will be presented by their authors is as follows. It is expected that all stock breeders on Hawali will attend the

 J. Monsarrat, "Island Horses."
 John Cullen, "Dairy Fodders." 3. D. P. R. Isenberg, "Klawe Fod-

der in the Dairy." 4. F. G. Krauss, 'Modern Methods In Animal Husbandry, With Sugges-

tions For Local Conditions." 5. George C. Munro, "Devon Cattle, Their Adaptability to Our Low Leyel

6. A. W. Carter, "The Advantages of Spraying."

7. L. von Tempsky, "Pamakani, a Dangerous Plant Pest on the Range.

8. Jared G. Smith, "The Relation of the Federal Experiment Station to the

FACTS FOR SMALL FARMERS.

We hope that Mr. Lansing, the capable Immigration Agent, the Promotion Committee and the Land Commissioner will not fail, when they answer letters from inquiring small farmers, to enclose the statement officially made at Hilo by Jared Smith, director of the United States Experiment Station, of the export crops which farmers may profitably grow here.

These include: Bananas, Sisal, Manioc; Arrowroot, Castor Beans. Cabbages, Onions, Dried Beans, Pineapples.

Every one of these products is salable in the San Francisco market. Each can be grown here to good advantage. Later it is hoped to add to

Vanilla, Tobacco, Ginseng. CocoaL

As for domestic agriculture—the things produced on small farms which are salable in the local market and estable in the farm home-we have:

Cattle. Milk. Butter. Chickens, Ducks. Pigs, Sheep. Sousbe. Fish (where ponds can be had) Alligator Pears, Guava Jelly. Mango Chutney, Grapes, Flowers and ferns, Okra,

Here, therefore, is a list of salable commodities, for which plenty of susceptible soil may be found in these Islands, and which sufficiently answers the plea that agricultural Hawali to only fit for sugar. .

Common vegetables,

Mushrooms.

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Japanese Fireman Keeps Passengers 2 Hours at Peninsula.

The "man with the hoe," in the shape of a clumsy Japanese fireman, managed to break up the dummy engine that hauls the accommodation train between Pearl City and the Peninsula yesterday afternoon. Polks expecting to catch the through train at Pearl City, arriving at Honolulu at 5:30, went supperless for two hours in consequence until a special engine was despatched to bring them into town.

The dummy run by "Tony", the engineer, well known to Peninsula residents, has its periodical breakdowns and with its weakness passengers are never quite certain whether it will accomplish its journey. At every breakdown, Tony gets a real engine on loan and the passengers, and doubtless Tony, devoutly hope that the dummy will be relegated to the scrap heap. But up to the present the dummy is always mended in the railroad hospital and is sent back, convalescent and wheezing, until another breakdown occurs. It is practically a boiler and furnace of simple type entirely enclosed within a cab and extends its motive power by chain gear. The Japanese fireman who feeds it, rakes out its ashes and waters it, uses a hoe for the ash raking process. Yesterday, when he was through, he thrust the hoe back under the boiler and cleverly

mixed it up with the chain gear. When the passengers went at 4:40 to start for Pearl City, the engine was in pilikia nui. The hoe and the chains he Fulton Iron Works, St. Louis, Mo. had become mixed and the gear was sadly demoralized. All Tony's endeavors could not make a move. As this is the last connection to town the passengers were not contemplating the The Aetna Fire Insurance Company, delay with enthusiasm, but in the distance the arrival and departure of the Honolulu train at Pearl City was heard with the dummy still at a standstill.

> Friends and relatives at the Honoulu end awaited dinner, then ate it and then began to think of shipwreck and disaster, while at the Peninsula end, darkness came on apace and appetites grew with the night,

Finally deliverance, in the shape of special engine from Honolulu, showed a welcome headlight and the belated ones gladly climbed aboard to arrive in town at seven-thirty.

FIVE BILLION **PUUNDS SUGAR** TAKEN LAST YEAR

Over 5,000,000,000 pounds of sugar, valued at over \$100,000,000, was brought into the United States in the fiscal year just ended. This is a larger importation of sugar than in any preceding year in the history of the country. The total number of pounds of sugar brought into America during the year was, as shown by the records of the Department of Commerce and Labor, 5,217,770,065, while in no earlier year in the history of the country has the importation of sugar ever reached 5,000,-000,000 pounds.

The largest importation in any earlier year was that of 1897, when the total was 4,918,905,733 pounds. Adding to the enormous production of 1903 6,000,000,-000 pounds as the domestic production would give a total sugar supply of II,-217,000,000 pounds for the year, or suffcient to furnish an average of seventy-two pounds for each individual in the United States, estimating the present population at 80,000,000.

The record of sugar importations for the year differs materially in certain aspects from that of earlier years. The total importation of beet sugar during the year was only 87,000,000 pounds, against 255,000,000 in the fiscal year 1902, and 903,000,000 in the fiscal year 1901. Cane sugar, of course, composed the remainder, and the care sugar importations of the fiscal year, exclusive of that brought from Porto Rico and the Hawailan Islands, amounted to 4,075,000,000 pounds, against 2,685,000,000 in the fiscal year 1902 and 2,965,000,000 in 1901. From Porto Rico the total sugar brought into the United States amounted to 221,-143,508 pounds, valued at \$7,466,579, and from the Hawaiian Islands 774,825,420 pounds, valued at \$25,310,684. Thus the total quantity of sugar supplied by amounted to 1,000,000,000 pounds, or about one-fifth of the total brought into the country, its value being nearly Harper's Weekly.

THE BYSTANDER

The other night as I was passing one of the hotels I heard and saw, at a corner beyond, an eruption in full blast. Molten words were spouting and cascading, red rhetorical flashes, odorous of sulphur, cut the murky sir, and a roar, rising now into a crescendo scream and then turning to a guttural whoop roused sleepers from their beds and brought them anxious

The active agent of the cruption was a strong-lunged and brewny hotel steward. In the midst of the turmoil stood an abject victim, mutely appealing for help and not even getting sympathy. Every minute or two a shower of hard volcanic words (scoris), descended upon him. Walting near by to summon, Mrs. Ethel Watkins, of No. watch the lingual fire fountains play, I heard: "Steal a black coffee spoon, would you, you blankety blank thief! Yes you did, you blank liar! Don't tell ms or I'll knock of your block! Biff! Stand there now until I get through with you! You stole a spoon before but put it back on the table when the waiters saw you. Yes you did, blank you! What! I know you haven't got it. You stole it for somebody else! Get back here before ten o'clock tomorrow morning and pay for that spoon or I'll - Come here! Bill, bill, bill! Now take that eye home with you but you'd better see your way back tomorrow. I don't care whether you are in a print shop or not, you won't steal any more stuff which I have to pay for." And then there was a parting kick!

Inquiring the next day I learned that the victim called before ten and

And this reminds me that the fad of stealing silverware from hotels, particularly spoons, has grown to serious proportions. It is society's chief minor diversion when away from home. The felonious custom began to spread six or seven years ago all along the line of tourist travel and the lady who, from a tour of the world, could return with spoons bearing the monogram of every great hotel from the Palace at San Francisco to Shepheard's et Cairo, Claridges at London and the Waldorf-Astoria in New York had a real title to distinction. Of course if her steamer slopped here she got something if she could from the Royal Hawaiian, the Moans and as at present -from the Alexander Young. Thousands upon thousands of dollars have been lost to hotels in this way and the custom has grown up of holding the kitchen or dining room employees personally responsible for all silver taken from the tables. I believe this is the rule of the Honolulu hotels and it often brings an unexpected streak of had luck to the hired men. At the same time it makes them vigilent.

The system of protection at one of the hotels is as good as anyhody can devise. The steward knows precisely how much loose silverware goes to a man at table and precisely what comes back to the kitchen. If anything is missing the steward does not have to go far to place the responsibility, which lies between the waiter and the guest. Honolulu waiters don't steal, as a rule. One who lost much hotel silverware would speedily lose his job. Besides, a Chinese waiter can be searched offhand. The chances are, if a spoon is missing, that the guest has it. If the suspect is a woman of post- have not yielded to ordinary treatment. tion, who spends a great deal of money in the hotel, nothing is said, but the loss is made good in one way or other. The ordinary woman's male relatives are notified and if they do nothing they make a blunder. It is better to do something. But woe to the man who is caught in the act of theft. Like the poor fellow I saw the other night he is pretty likely to find himself in special session with a shower of rocks.

For ways that are dark and tricks that are not always vain, commend me to the Chinese. Some time ago, the Advertiser told how a lady had bought a pair of fat ducks which derived their plumpness from the air forced into them by the Chinese dealer's bicycle pump. Incidental to this I note that the story was copied into a Shanghai paper with a few changes of construction and laid to a Chinaman there. As to another trick, I heard of a woman who bought a carved "sandel wood' hox of one of Honolulu's celestial dealers, paying a good price, and was delighted with the pungent and unmistakeable odor. By and by the sweet scent evaporated and then she leaned that her precious curlo was made of pine upon which a drop or two of sandal wood oil had been poured.

"Fresh island eggs, very cheap," is the lay now of the Chinese huckster. These eggs are rarely fresh-never in fact; and many of them are protty far gone. Where do they come from? Why from Kansas. Big dealers import them for the Chinese and cheap restaurant trade. In San Francisco a man once saw these signs at the same stall: Ranch eggs, 35 cents a dozen, fresh eggs 30 cents a dozen, eggs in brine 20 cents a dozen, eggs 15 cents a dozen. The "eggs" came from Kansas, same as ours.

They raise a more delicate grape in Hawaii than they do in Californiaa grape of more luscious flavor and less gross and cloying sweetness. If you don't believe it get candidate Caypless to give you some of his Premier Election grapes from that part of the old Wolf vineyard which is included in his pleasant homestead on Plikol street. Caypless says he had his Chinaman cut the vines back so they would produce during the campaign. The grapes are of the Isabelia variety and if there are any better ones on earth the rival candidate, Mr. Rawlins, had better get them into the canvass.

Did you ever see a more powerful indictment of our local jury system than was given in Gear's court when a few avid Home Rule politicians were encouraged to get up from the jury box and refuse to go on with a case because of a six line item in a newspaper about the color of the panel? (Continued from Page 4.)

Did you ever read such confused belderdash as the "reasons" given by these hebetudinal gentry for taking offence. Talk about the opera bouffe in "Trial by Jury"-it was nothing to that tuppenny exhibition of bad English and Simian logic. And then the Court! Heaven save the mark! He had so weak a case from his jurymen that he felt obliged to lug in comments by The Bystander of which the jurors had made no complaint and then he wandered into a shyster speech against the Advertiser intended, probably, to make him solid with the Notley-Boyd crowd that surrounded him. Evidently he needs friends and can look for them nowhere else. But the worst exhibition Gear made was in the eager evasion with which he met the charge of the Deputy Attorney General that Charles Notley had abused a native juror on the street because the latter had found a verdiet against a Hawaiian. That, the Court explained, had nothing to do with the case in hand. Of course not! But a two weeks' old paragraph in The Bystander column about the improbability of a white man getting fuetice from a native jury had. It makes a big difference to Gear where he hears a thing.

"This is one of the very few cities I have been in where shopping is: done on the sidewalks," said a Fort Street business man yesterday to The Bystander. "I will wager there is more of it, done here, in this city, with its limited non-Asiatic populattion than many cities with one hundred times this class of population. It's a queer thing that a lady, although she may have a driver, will generally sit in her carriage and signal a clerk to the curb. The custom has been aimost a confirmed habit, but the electric car service is naturally breaking it up to some extent. Another Fort Street jusiness man told me the other day that recently a carriage, a surrey, drove up before his place of business. There was a driver, and among others was a young lady in the rear seat. She signalled to one of his clarks and he went out to the curb. She inquired if a certain article she had left to be made had been finished. The clerk went inside, and soon after returned with a small parcel. That was trip No. 2. She inquired the price and was told it was 25 cents. She gave him a dollar and the clerk again entered the store walked around the counter to the cash drawer and returned with 75 cents change. That was trip No. 3. The young man had four trips to make to get 25 cents and it took considerable time. That's what makes curb-stone shopping ob-

"Now, there has been some opposition to electric cars running on Fort street because it is too narrow. The same cry went up when the train line was laid, but I don't see where harm resulted. I figure that people coming down town from the valley will get of the care, say at Hotel and Fort and \$22,000.600. It would seem that, as a walk down the block, and vice versa. Looking at it from this tendpoint nation, we are fond of sweetments.— this will make business for all of us. And if it will prevent curl-stone should fall so suddenly." shopping I favor the Fort street line the more."

MRS. ETHEL WATKINS

GIVEN THREE MONTHS TO LIVE BY A COUNCIL OF DOCTORS.

Cured of Anamia by Dr. Williams' Pink Pills After Ordinary Medicine Had Failed.

From a despondent woman, given up to die by the best physicians she could 112 Parker street, Scrauton, Pa., has become well and cheerful, a living, enthusiastic endorsement of the remedy to which she owes her life and health. Mrs. Watkins was afflicted with angemia. a disease in which the blood becomes so deficient as to be unable to furnish the tissues of the body with necessary nourishment. Every organ is starved and the patient becomes white and waxen in appearance. If this condition is not quickly remedled it runs into persistent anaemis, one of the most hopeless of diseases. In Mrs. Watkins' case, as usually happens, the character of the disease was not discovered until it was well advanced She says:

"If I happened to scratch or cut myself no blood would flow-just a watery-looking fluid. I was shockingly thin, as white as a sheet and without a bit of strength. Three doctors attended me and all said I could not live three months. I had no appetite, my heart was weak, sleep did not rest me and I became despondent. "The doctors' medicines did not help

me and neither did anything else that I tried until, upon the advice of a friend who had been cured of anaemia by Dr. Williams' Pink Pills for Pale People, I began using them. They helped me almost immediately and, by the time I had taken seven boxes, cured me. I am always glad to recommend Dr. Williams' Pink Fills for Pale People to others."

The power of Dr. Williams' Pink Pills in diseases of the blood and nerves has been shown in hundreds of cases which Dr. Williams wonderful discovery, as embodied in these pills, has cured obstinate cases of locomotor ataxia, partial paralysis, St. Vitus dance, sciatica, neuralgia, rheumatism, nervous headache, the after-effects of the grip, palpitation of the heart, pale and sellow complexions and all forms of weakness either in male or female. Dr. Williams' Pink Pills for Pale People are sold by all dealers, or will be sent postpaid on receipt of price, fifty cents a box; six boxes for two dollars and s half, by addressing Dr. Williams Medicine Co., Schenectady, N. X.

OF THE MULTITUDES.

who have used it, or are now using it, we have never heard of any one who has been disappointed in it. No claims are made for it except those which are amply justified by experience. In commending it to the afflicted we simply point to its record. It has done great things, and it is certain to continue the excellent There is—we may honestly affirm—no medicine which can be used with greater and more reasonable faith and confidence. It nourishes and keeps np the strength during those periods when the appetite fails and food' cannot be digested. To avoid imitations and substitutions, this "trade mark" is put on every



bottle of "Wampole's Preparation," and without it none is genuine. It is palatable as honey and contains the nutritive and curative properties of Pure Cod Liver Oil, extracted by us from fresh cod livers, combined with the Compound Syrup of Hypo-phosphites and the Extracts of Malt and Wild Cherry. Taken before meals it creates an appetite, aids digestion, renews vital power, drives out disease germs, makes the blood rich, red and full of constructive elements and gives back to the pleasures and labours of the world many who. had abandoned hope. Dr. S. H. McCoy, of Canada, says: "I testily with pleasure to its unlimited usefulness as a timene builder." a Its curative powers can always be relied upon. It makes a new era in medicine and represents the best medical advice of the twentieth century. Effective from the first dose. "You cannot be disappointed in it." Sold by all chemists the world over

Ospáidates at Ews.

under the County Act assembled at berlain's Cough Remedy is. It is the Ewa last evening, enjoying the hospitality of Manager George Renton of Ewa plantation, candidate for supervisor-at-large.

Basily Explained.-"Strange that after reaching the top of the ladder he

"There was a woman at the bottom of it."-Life.

If you are young, you naturally ap-If you are aid. why appear as? Ayer's Hair Vigor will surely restore color to your gray hair, and will give to it all the wealth and gloss of car-

ly life. It will step falling of the bair also; and will keep

the scalp clean and healthy, entirely free from dandruff.

And it makes the hair grow thick and long. This is because it is a hairfood, giving to the hair just what it meeds to make it grow as nature in-

Ayer's Hair Vigor

such a preparation; while you will certainly feel a sense of security in using something that others have used for half a century. Do not be deceived by cheap imita-

Make sure that you get the genuine Ayer's Hair Vigor. Property by Br. J.C. Ayer & Co., Lowell Have, H.R.A.

tions which will only disappoint you.

HOLLISTER DRUG CO., Agents

CHAS. BREWER CO.'S. NEW YORK LINE

BARK NUUANU Sailing from NEW YORK to HONOLULU November 5th-10th FREIGHT TAKEN AT LOWEST BATES. For freight rates apply to

CHAS. BREWER & CO. 27 Kilby St., Boston, OE C. BREWER & CO. CONTROL OF CONTROL OF

TRANSPORT PEOPLE PUFFED WITH PRIDE

A funny incident is reported in connection with the arrival in port on Thursday of the transport Sherman. Just as the troopship was swinging past the lighthouse, Admiral Terry, commandant of the naval station, was leaving the French cruiser Protet, having just paid his official call upon the French captain. The guns of the Protet thundered a parting salute, due to the Admiral's rank. At once there was a scurrying on the transport. It was generally believed that the salute was complimentary to the transport. and it was decided to return it. Then it was discovered that the ammunition could not be reached, and the Seventh regiment band was hazilly summoned and shortly the martial strains of La Marsellaise were heard upon the barbor. The officers on the transport felt they had done their duty. When they went ashore they discovered their error, and their chagrin, if any, was pocketed.

SPLIT IN JUNIOR FOOTBALL LEAGUE

Football politics among the juniors is about as exciting as the county variety now agitating the land. Dissension followed by disruption took place at a meeting of the Junior Football League the other evening. It was a case of conservative and progressive factions coming into collision. Unfortunately for their cause, the conservatives were shy one club. This made a tie without remedy.

At a previous meeting the High School, St. Louis College and Mills Institute formed a majority in favor of playing by the 1902 rules. Punahou and Kamehameha schools, forming the minority, refused to abide by the decision and left the lague. Last week's meeting would seem to have been an attempt at patching up the break, but, in the absence of Mills Institute an even split occurred.

The result of it all is that each faction will play by diself under the rules of its choice, Punshou and Kamehameha taking those of the present year and going out of the league. They will play a series of two out of three games. President Glesson appointed Gay and Sherwood a committee to confer with Mills Institute, with a view to arranging a three cornered series under the 1902 rules.

Oyclone on Mani.

Mr. W. G. Scott and Mr. D. L. Meyer of Walluku have purchased the femous pacer Cyclone from Gus Schuman, and will use him as a buggy horse till time to train him for the next races,

A FRIEND IN NEED IS A FRIEND The Republican candidates for office INDEED-That is exactly what Chammother's help when she is suddenly awakened in the night by the ominous busky cough, and labored breathing of her babe. It is the safe resort of the routh or sault when he has "caught cold" and there is coughing and irritation of the mucous membranes of the throat. It allays the irritation and curse the cold. Sold by all dealers and druggists. Benson, Smith & Co., Ltd., agents for Hawaii.

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The undersigned having been appointed agents of the above company are prepared to insure risks against fire on Stone and Brick Buildings and on Merchandise stored therein on the most favorable terms. For particulars apply at the office of F. A. SCHAEFER & CO., Agts

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the undersigned, general agents, are dangers of the seat at the most reasonable rates and on the most favorable

> F. A. SCHAEFER & CO. General Agents.

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Having established an agency at Houndersigned general agents are author-ized to take risks against the dangers of the sea at the most reasonable rates and on the most favorable terms. F. A. SCHAEFER & CC.

Agenta for the Hawalian Islands.

YOUR SUGAR CRUP

Depends on the right quantity and quality of Ammoniates it has to feed upon, Nitrogen (Ammonia) being the principal material removed from the soil

A few dollars worth of

Nitrate of Soda

fed to each acre of growing cane will give surprising re-

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THE CLIFTON

T. K. JAMES, Proprietor.

Private apartments, en suite and single. Finest appointed and furnished house in Hawaii. Mosquito proof. throughout. Hotel street, near Alakea.

Grim Old Paul.

stovepipe hat, bound with heavy black crepe, and walks with a cane. A policeman disperses the bearers of cam-

ALL NOT SERENE IN PORTO RICO

SAN JUAN, P. R., Sept. 24.-The disthe two men. The prisoners lawyer has been arrested on the charge of contempt of court.

Certain newspapers continue to abuse Governor Hunt and are inciting a black was put in the paper this morning, Charley Notley, who is not a member has demonstration when he returns and while all this statement of Mr. of the jury concerned, addressed the here October L. The police are on the Notley's is volunteered it has nothing court with a statement, subsequently waltan language. reception of the governor, however, will, at his personal request, be quiet and simple. An uneasy feeling pervades Ban Juan.

The Philippine Exhibit.

ST. LOUIS, Sept. 24.—Thirty-one native Filipinos have arrived in St. Louis It is to be two stories high, with the commissioners, architects and drafts-

Combary-Bremen Fire insurance & INTENT OF ADVERTISER NEWS ITEM MISTAKEN

Continued from page 3.)

do with the article in the paper; so far as we are concerned we are perfeetly satisfied, and have been satisfied with the jury.

NOTLEY'S STATEMENT.

Mr. Notley spoke thus: I wish to state to your Honor that Deputy At- acquittal, for instance, of the defend-torney General Peters told me yester ant, this Hawalian, if the paper is We have sought justice and what is go

PETERS HEARD OF IT.

stated. When he heard of the state- nature they would not, even if they absolutely false and requested that the and they come under the Constitution stenographer take down what he was as free and equal with the whites, about to say, with the permission of just so long have they those rights. the Court, regarding the conversation. Following is the official report of the rest of the proceedings, barring the aub-beads.`

ternoon-I was talking to Mr. Boyd, there are matters every day which do publican ticket. I was standing in the maket portion not come to your Honor's judicial noof the corridor, near the door of your tice. A false statement such as was son's court, in which I was assisting go into tomorrow morning's paper, and Mr. Boyd brought up the statement of people who know who I am and who him in court on the return of the jury are people who know neither me nor and the entry of a mistrial in the case Mr. Noticy, so that as far as I am of Territory of Hawali against Levi concerned it goes down to certain peo-Daniels; Mr. Nofley was also taking ple in this community that I will not part in the conversation; I tolds Mr. have a man on the jury for the reason Notley that I would not have him on that he has an aloha for the Hawaiany other jury in which I prosecuted, lens. That is the statement made in and naturally have an aloha for the street, when a juryr is discharged from fendants here." I said: "Every advan- persons on political lines, and these tage that the defendant has in a crim-statements would naturally become "Bill Nye" Lucas next spoke and the inal case should be granted him; my known. I cannot help what comes to usual laugh followed his many with duty is simply that of prosecuting on the ears of the newspapers, but there references to the Home Rule party. behalf of the Government; and I know is one thing I can help, and that in Hawahan." But I said: "I will not and to be fair in every case that has excluse you or any other man from the come before you, but when a statement jury who is an Hawailan for the reas is made attacking my integrity as the son that the defendant is an Hawailan, prosecuting attorney, and stating, a Grim old Com Paul Kruger, tragic not convict any Hawailan, and any come before the Court and make my

would not have him for a juror for the it has been slighted; that is sincerely eras in front of the villa when the reason that he had aloha for the Ha-deplorable, and I also regret that very former president enters the house walians is absolutely false; it is much. It is only that this absolutely daily, about noon, after a morning branded as a falsehood on its face; and false statement was made to your spent in the garden. The old man is I can corroborate my statement which Honor that induced me to come before by no means decrepit, and looks in I make before this court, by Mr. Boyd, your Honor to relate what actually did good health. He prefers the company who was there at the time; and I can occur, of his own thoughts to intercourse further corroborate my statement about Mr. Notley in that he did, as a juror, in the first case tried before your POLITICS IN Honor, tell people on the street that a certain member of the jury was no good for the reason that he polled a verdict of guilty for the defendant in the case, who was a Hawaiian.

My duties as a prosecuting officer are the court and prosecute the cases in a trict court has ordered the release of legal manner. If I do not proscute Eduardo Conde and Leonidas Guillor, them in that manner I deserve the Socialists, who were recently sentenced censure of the Court; and if I don't to six months' imprisonment for in-torney General's department. I didn't sulting the American flag and threaten- say I would not have a man on a jury ing the life of Governor Hunt at a for the reason that he had an aloha. The jury, on which there are some of ing the life of Governor Hunt at a for the Hawaiians, and I do not intend the leaders of the party, took occasion meeting of the American Federation of to stand before this court charged with

character of Mr. Notley. JUDGE GEAR'S REMARKS.

morning, Mr. Peters, brought up by the Home Rule speeches. jurors in the case, on account of what alert and the government is firm. The to do with the matter before the Court, contradicted by Deputy Atorney Gen-The Court appreciates the Deputy At- eral Peters, which was designed to ac- paign will be at Ewa plantation, access torney General's actions all the way cuse the hacles of opposing natives. through, and the Court has nothing James H. Boyd, another leading Supervisor-at-large George Renton will to help in the erection of the Philippine no Hawaiian would convict another material. exhibit buildings, and began work to- Hawaiian, and that is followed this day on the "Quartel de Filipinos" at in there about drawing the color line. Home Rule politicians, and from the in the Police Court resterday morning the world's fair. The "Quartel de Fin- I do not blame the jurors—the other opening of the term there have been on the ground that the defendant had pinos" is to be 150 feet square, with a matter (Mr. Notley's statement) has no indications and rumors of antagonism court in the center ninety feet square. place before the Court-because it is among them to the Attorney General's a question of the trial of this case, department. It is to be two stories high, with the The remarks, however will be spread. The row in court today will be used second story overhanging as in Manila on the stenographer's notes, and I will on every platform, to substantiate a dwelling houses. It is to be roofed with have the whole of it written up. I claim that whites do not trust Hawainips, a native plant, of which a large have instructed the Attorney General's lans on juries, which is the issue the nips, a native plant, of which a large department in regard to what occurred, political juriors were trying to make in supply has been imported. This build- and to take such steps as they think court this morning. It is a fact, howing is to contain quarters for the Pills necessary. Certainly the administra-, ever, that there has been scarcely a ping builders, offices for the Philippine tion of justice has been interfered with jury accepted since annexation, on in this case; the jurous have refused which the races were not about evenly to go on with it; a good many of the divided. functe are quite mad about it I union- The while proposition," said a can-

ready to take that step and insist that no Hawaiians shall sit on juries in this court; when the law is amended so they shall not, of course the Court will not call jurors with the Hawaiians among them; until they get legislation changing that and placing Hawaians beyond the rights of citizens, it seems to me an article of that kind is the most flagrant abuse of the rights of the press that could be imagined, because it is certainly obstructing jus-tice here in a way that only an article of that kind could, that is after the Republicans Made jurors here and witnesses here, the jurors refuse to go on, because they fear if they brought in a verdict of

day the reason for me being challanged consistent they would make an openon the panel was because I have such charge they acquitted him because he The above Insurance Companies have an aloha to the Hawalians, that I was an Hawalian. As I stated Mr. say for seventy-five years since the with this case with the jurors on this authorized to take risks against the Caucasian race came to these Islands, panel and on the further consideration we find that the Hawaitan jurors have of this case. The matter now before hung their own people, where the the court is that individual juries on Cacausian race have not hung one the panel have stated they could not Into the jury room with as fair and impartial mind as they would if such an article did not appear, because if they directly or indirectly acquit Deputy Attorney General E. C. Pe- an Hawaiian because he is an Hawaiters was not present in court when lan-any junor because he is an Ha-Juros Noticy quoted him as above wallan—I think if I understand human ment he hurried over from the Attor- had a reasonable doubt of his guilt find nolulu and the Hawalian Islands, the new General's office and, coming into him guilty, because they would be subcourt, stated that he had been inform- ject to the charge that the man was ed of the version given by Mr. Noticy acquitted because he was an Hawaiian. of a conversation the previous day. As long as Congress has given to Ha-Mr. Peters denounced the statement as wallans the same rights as the whites, not carry out.

LAST WORD FROM PETERS. Mr. Peters: I appreciate the state ub-heads: ment of your Honor; and for the ad-Mr. Peters: I desire to state to the ministration of justice we must have The statement of Mr. Notley that I is hampered by a jury that feels that

THE JURY BOX

The Star has the following comment simple; I am supposed to come before on Friday's extraordinary proceed-

> The row raised by the Kamuela jury in Judge Gear's court is regarded by very many people as a stroke of Home Rule politics.

The jury, on which there are some of County Auditor.

John Wise almost wanted blud, and with cries of "Good boy Brown."

to any against Mr. Peters; the Court, Home Rule politician, was in court and however, thinks that the jurous this was heard to refer to the matter as a morning on the panel cannot be blam- political issue. "Jimmie" secured a leged stronghold of the Home Rule ed for the stand they took, especially large pad of writing paper and proin view of the articles which have ap-ceeded to make notes, or write a speech peared in the Advertiser. A week ago in court. It took him a long time to Sunday they put in a statement that finish it. It will be good campaign

'The jury of this term in Gear's court

on begun as soon as we retire to come out and insist that the firen-jthe out thought up a publication . s and other meterial a rive form by so be taken away from the Faral-jtm. weeks and. The jurare had to * . they have to stop. If they are onthe in oride the came of the Tr.

MUANALUA

Some Fine Addresses.

A large and enthusiastic Republican meeting was held last night on the grounds of Hon. S. M. Damon's country estate at Moanalua. Mr. Dan Kamakaushos presided and after making some introductory remarks he presented the "Boy Orator" as the first speaker. Harry E. Murray spoke next saying that he stood for good government and honest politics. He told of the principles of the Republican party and said as a party the Republicans always carried out their promises and never made promises that they could

S. E. Damon followed and said that he did not propose to take up much of the time of the audience as he was well enough known in Moanalua and wanted to give the other candidates a chance to be heard. He briefly told Court that yesterday afternoon, short- a panel of jurors to sit on the jury of the duties of the Treasurer and ly after. I think it was yesterday at- without fear or favor or reward. But made a strong plea for the entire Re-

Geo. F. Renton, who was introduced at the "Roosevelt of Hawaii," spoke Honor's courtroom: Mr. Andrews and made this morning to an outsider at the Roosevelt of Hawaii, spoke Mr. Fleming were prosecuting before would have results absolutely contrary the recention. He make along the Mr. Fleming were prosecuting before would have results absolutely contrary ing reception. He spoke along the Court, and I was sitting there durt to the statement I made to Mr. Notley general lines of Republicanism and ling a short recess from Judge Robin. Boyd. That statement will asked the voters to support not only some court in which I was alasted for the transfer would be supported by the statement will asked the voters to support not only the statement will be supported by the statement will be s himself but the entire Republican Mr. Andrade; I was talking to Mr. into this evening's paper; Mr. Notley's Houself Boyd and Mr. Notley and talked to statement will go in the paper and licket. He said that the Home Rulers Mr. Boyd about the Chilton case. * mine will go in the paper. There are licket consisted of a few Home Rulers. one Democrat and a number of dis-Mr. Andrews that had been made by know who Mr. Notley is, and there are grunted Republican floppers. He said he would like to compare the two tickets but as the Home Rulers themselves did not know who would be their final nominees such comparison was impossible.

Mr. Brown, said the speaker, compar ed the Republican ticket to a newly I said: Mr. Notley, I will be perfectly open court. Your Honor cannot find launched ship but did not carry the frank with you; you are an Hawalian out what statements are made on the comparison far enough as he forgot to say that if the ship had Republican Hawaiians; there are Hawaiians de-duty, or during the meetings of certain officers it would not require \$250,000 worth of Pauca water to float it.

"Bill Nye" Lucas next spoke and the usual laugh followed his many witty

Henry C. Vids was then called upon. that there is certainly a feeling in fay when a deliberate falsehood is told be. He said that he was not a candidate for or of an Hawaiian defendant; but for fore your Honor, I can come before any office but that he was out to subthat reason alone it would not excuse your Honor and contradict it. Fur port the entire Republican ticket. He a Hawallan as a juror; if you as an ther than that I do not care to said that as the county would not have Hawallan did not entertain that feel- say anything about it. I have a great deal of funds to run the goving I could not understand you as an endeavored to be kind and courteous ernment, it would be necessary to elect men who could go to the banks and merchants and "raise the wind" when funds ran short. The Home Rule party, said the speaker, was a party of But you have stated. Mr. Notley, as deliberate falsehood before your Honor many promises, but few deeds, and a juyor in a case here, that you would in the presence of others, then I can should not be trusted in affairs of a serious pature and certainly not with

> slighted I regret it, or when the Court ciples of Republicanism which was Home Rule victory would mean proswell received.

Attorney Rawlins spoke next and drew comparisons from the Bible and from history. He said that the county government was in the shape of a shell tegrity and intelligence to put it on qualify as voters. Some forty women solid foundation. To elect the Home Rulers would be like building a house on sand. As soon as any weight was placed in it the sand would shift and the foundation would be gone. He said the salvation of the county was in the election of the Republican ticket from Brown to R. N. Boyd.

J. W. Pratt told of the duties of the tax office and the damage that could be done to the county by the election of some irresponsible person to such an important office.

Isaac Sherwood made a plea in the Hawaiian language for the election of the entire Republican ticket, and told Grumbling Will Cease if Hono of the duties that will fall to the

Arthur M. Brown was greeted with to bring up a race issue and create a cheers that echoed over the hills of Lator here. The majority of the judges the excusing of a man for the reason lot of feeling which may be used to fan Moanaiua and disturbed the slumbers of that court are native. The Ameria that he is an Hawalian; charged with race prejudice among Hawalians and of the cattle on the mountains. He said cars condemn the decision to release a false statement by a man of the make them flock to the standard of that after such a reception there could Wilcox. A small item in the morning be no question as to who would get the paper was taken up and used as a text support of the people of Moanalua for for a lengthy tirade and some of the the office of Sheriff. Mr. Brown made The Court: The matter came up this statements made sounded almost like an eloquent address which was frequently interrupted by applause and

> B. C. Dwight and Robt. Boyd closed the meeting with speeches in the Ha-

This evening the scene of the camto which will be gained by train. play host. On Wednesday Kalihi camp, the al-

party, will be visited.

Mr. Reynolds Clear. In the matter of W. F. Revnolds,

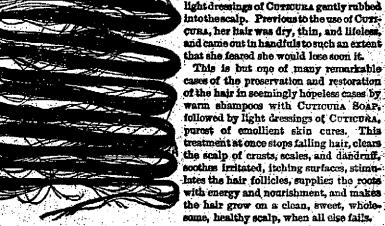
charged with appropriating the money on the ground that the defendant had paid the money to the wrong man, but on paying it again cleared himself although he is out furt so much money. Mr. Reynolds declares be never had a fire claim in his hands, although as? sisting a few Chinese to obtain their postal savings bank funds. He feels he is in a like position with regard to the fire claim as Secretary Carter in the matter of a savings deposit paid twice without reaching the rightful owner.

tory against Kamuela, solely on the The contract for the Washington of adj and it seems to me if these dide on the Republican fishet. The affects and the evidence. What have store building was awarded today. The it has continue the court had better since to get Hawaiian votes. The resulting that is said by the public of the property of the furges were allogated nutside of court, about how the attorby one up one about \$10.00. Work for up, I have that poor and the property of the case on trial and even the case? The publication had himm to do with the evidence in the ne Territory against Kamueja, s the jury's business."

And the second second second

Hair 55 Inches Long Grown by Guticura.

Nawbery & Bons, 27 and 28, Charterhouse Square, London, E. C., a strand of soft, glossy hair out from her own head and measuring fifty-five inches in length,
of which the sunsaxed drawing is a phetographic fac-simile. She attributes her magnificent head of hair to frequent shampoor with CUTICURA SOAP, followed by light dressings of Currousa gently rabbed. into the scalp. Previous to the use of Curi-CURA, her hair was dry, thin, and lifeless, and came out in handfuls to such an extent



MILLIONS OF WOMEN use CUTECURA SOAP exclusively for preserving, purifying, and beautifying the skin, for cleansing the scalp of crusts, scales, and dandruff, and the stopping of falling hair, for softening, whitening, and soothing red, rough, and sore hands, and for all the purposes of the toilet, bath, and nursery.

Complete External and Internal Treatment for Frery Humour,

Consisting of Curricuna Soar, to cleanso the skin of critis and scales and soften the thickened cuticle, Curricuna Cintment, to instantly aliay itching, inflammation, and irritation, and soothe and heal, and Currictus RESOLVERT, to cool and cleanse the blood. A SINGLE SEE is often sufficient to cure the most torturing, disfiguring, and humiliating exta, scalp, and blood humours, with loss of hair, when all else fails. Sold through in the world.

Aust. Depot: R. Towns & Co., Sydney, N. S. W. So. African Depot: LENNON L.D., Cope
Town. "All about the Skin, Scalp, and Hair," free. POTTER DRUG AND CHEST. CORP.,

Sole Props., Cutic Re. "Therm's, Poster, U. S. ...

DR J COLLIS BROWNE'S

IS THE ORIGINAL AND ONLY GENUINE. Coughs, Colds, Asthma and Bronchitis.

DR. J. COLLIS BROWNE'S CHLORODYNE.-Vice Chancellor SIR W. PACE WOOD stated publicly in court that DR. J. COLLIS BROWNE was uncoubtedly the INVENTOR of CHLORODYNE; that the whole story of the defendant Freeman, was deliberately untrue, and re respetted to by it had been sworn to. See the Times, July 18, 1864.

DR. J. COLLIS BROWNE'S CHLORODYNE is a liquid medicine which assuages PAIN of EVERY KIND, affords a calm, refreshing sleep WITH-OUT FEADACHE, and INVIGORATES the nervous system when exhaust Is the GREAT SPECIFIC FOR CHOLERA, DYSENTERY and DIARB-

HOEA. The General Board of Health, London; reports that it ACTS as CHARM: one dose generally sufficient.
Dr. Gibbon, Army Medical Staff, Calcutta, states: "Two doses completely

cured me of diarrhoea."

DR. J. COLLIS BROWNE'S CHLORODYNE is the true paliative in NEURALGIA, GOUT, CANCER. TOOTHACHE, RHEUMATISM.

DR. J. COLLIS BROWNE'S CHLORODYNE rapidly cuts short all attacks of EPILEPSY, SPASMS, COLIC, PALPITATION, HYSTERIA.

IMPORTANT CAUTION.—The immense Sale of this Remedy has given rise to many Unscrupulous Imitations. N. B.—Every Bottle of Genuine Chlorodyne bears on the Government Stamp the name of the inventor DR. J. COLLIS BROWNE. Sold in bottles, is 1%d. 2s 9d and 4s 5d, by all chemists.

Sole Manufacturers, J. T. Davenport, Limited, London.

Home Rulers Meet,

The Home Rulers held two meetings last night, one at Kalihi on the Kamehameha IV. road close to King street and another at Iwilei, close to and Ewa of the prison.

At Kalihi, Jesse Makainai introduced perity and plenty to eat for all Hawaiians. The speakers held forth from the lanal of a small house a dozen torches illuminating the scene. Outside of the torch bearers there were barely a score of listeners who would and children sat on the grass of the small yard and the front steps of the building literally "sitting at the feet" of their exhorters.

The meeting was hard by the Kalihi saloon where between speeches, those of the Home Rulers who had the price drank to the success of the party in foaming lager.

GRUMBLERS

lulu People Follow This Advice.

Backache is the first grumbling warn,

The kidneys give it, if you heed it Look out for trouble, it will surely

Urinary trouble, kidney trouble and many miseries.

Donn's Backache Kidney Pills are made for kidneys only. They cure every form of kidney Ill. The experience of Honolulu people proves this.

Here's a case in point.

flicted with a painful feeling in my back for over five years. The various remedies resorted to did me no good, in the house I am fortified against any Tabidly reserved. possible return of my complaint at future times. It seems almost miraculous that the pains should have van-

Doan's Backache Eidney Pills are and not only does it quickly relieve sold by all druggists at 50 cents a box, rheumatic pains but it also cures lame six boxes for \$2.50, or will be mailed on back, stiff neck, soreness of the musreceipt of price by the Hollister Drug cles and stiffness of the joints. It is Co., Honolulu, wholesale agents for the antiseptic and when applied to cuts Hawalian Islanda.

irt on your eye. John.

EXHIBIT SHOULD ATTRACT TOURISTS

It may be wiser to have a Hawasian building at the St. Louis exposition, Wanderer from the Transvaal is in man who would allow his prejudice to statement and what the newspaper the inauguration of the County of Oalonely retirement at Mantone. He overcome his reason shall not sit on itself or individual jurors have stated hu.

We want a somewhat smart frock coat a jury in which I am prosecuting. I do not know. If there is a feeling with the printing of the county of Oawears a somewhat smart frock coat a jury in which I am prosecuting. I do not know. If there is a feeling with the printing of the county of Oawears a somewhat smart frock coat a jury in which I am prosecuting. I do not know. If there is a feeling with the printing of the county of Oawears a somewhat smart frock coat a jury in which I am prosecuting. I do not know. If there is a feeling with the printing of the county of Oawears a somewhat smart frock coat a jury in which I am prosecuting. I do not know. If there is a feeling with the printing of the county of Oawears a somewhat smart frock coat a jury in which I am prosecuting. I do not know. If there is a feeling with the printing of the county of Oawears a somewhat smart frock coat a jury in which I am prosecuting. I do not know. If there is a feeling with the printing of the county of Oathe speakers among whom were James but it is to be hoped that not more than
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the speakers among whom were James but it is to be hoped that not more than
the speakers among provide suitable exhibits. The chiefend of an exhibit however should be to attract tourists, and the entire exhibit should be designed for that purpose. Preserved fruits and industrial products deserve a minor space, but the entire display should be one which leaves in the minds of visitors an eager desire to come to Hawaii and see for themselves its tropic beauties.-Maul

Bev. O. P. Emerson's Successor.

HILO, Oct. 10 .- The Rev. O. P. Emerson has retired from the work of the Hawaiian Board of Missions which he has served long and faithfully. The Board has called the Rev. Doremus Scudder, D. D., from Japan. Dr. Scudder, accompanied by his wife, is spending a few weeks in Hilo and vicinity. During a part of their visit Mrs. Scudder will be the guest of Miss Florence Hill at Mountain View. Dr. Scudder. will address the union meeting at the Halli church next Sunday evening. He will spend a few weeks in company with the Rev. Mr. Hill on a tour of inspection over Eastern Hawaii in the interests of the Hawaijan Board.

S. S. Mauna Los for the Volcano.

The S. S. Mauna Lou, leaving Honoiulu Tuesday at noon, gives a fine opportunity to all persons desiring to see Mr. F. Metcalf, of this city, gives us the Volcano of Mauna Los in eruption. the following information:, "I was af- Arriving at Kailua early Wednesday morning, she proceeds along the Kona Coast where it is predicted the lava until, falling in with the advice of a flow will occur. Arriving at Hoopufriend (Mr. W. J. Maxwell), I procured los that evening, the steamer will reat the Hollister Drug Co.'s some of main there all night before proceeding Donn's Backache Kidney Pilla. I had on to Kau. All parties wishing to emhardly finished taking them when the brace this opportunity of an enjoyable pain left me altogether, and I now feel trip and the possibility of observing that I have been completely cured of one of the grandest sights to be seen, the terrible suffering I underwent for- will do well to book early as the accommerly. By keeping a box of the pills modations on the steamer are being

RHEUMATISM is a stubborn disease to fight but Chamberlain's Pain Balm ished so speedily. All sufferers from has cured it many times and will do backache should get some of Doan's so whenever opportunity offers. This remedy is a general family linkment bruises, burns or scalds, beats such wonude without maturation and in less Mrs. Crimsonbeak-Tou've got some time than by any other treatment, and unless the injury is very severe, w Mr. Crimsonbeak-Ten, dear: I just not leave a scar. For sale by all doswept the horizon with ft.-Yonkers ers and druggists. Benson, Smith & Co., Ltd., agents for Hawali.

Newspaper HHCHIVE®

ARRIVED.

Sunday, October 11. Stmr. W. G. Hall, Thompson, from Nawillwill with twenty cable and six-

hides, 50 pkgs. sundries. The Kinau brought to Honolulu as cargo, 165 sheep, one cow and calf, 198 \$5,000." pkgs. sundries.

Monday, Oct. 12. Am. bktn. Jos. L. Eviston, Jensen, 53 days from Newcastle, at 1:30 p. m. Schr. Lady, from Koolau ports, at 12 m., with 260 bags rice.

Schr. Kawailani, Ulunahele, from Keelau ports, at 12 m. with 350 bags

DEPARTED.

Friday, October 9. Nor. bark Bigurd, Oxnevan, for Port Townsend, at 10:30 a. m.

Am. schr. Aloha, Fry, for Port Town send, via Hilo, at 11 a. m. U. S. A. T. Sherman, Bruglere, for Guam and Manila, 5 p. mg

S. S. Argyle, Gilboy, for San Fran-Stmr. Iwalani, Mosher, for Honyapo and Punalnu at 5 p. m.

PASSENGERS.

Arrived.

Per stinr. Mauna Loa, October 3 from the Velcano and Kau ports: J. J. Ernesto, Miss Margaret Forcest, Saito, J. H. Making: from Kona ports, F. L. Leslie, Carlo Long, Yamashiro, Mrs. William Donnelly, George Stenbner, M. F. Scott, John Greig, Miss C. H. and A. Johnson, Sam Wong, Miss Ward, L. S. Aungst, wife and child. Mrs. E. Kaana; from Maui ports, J. M. Vivas, Mrs. Kahuole, Dr. J. H. Raymond and 45 deck. Per stmr. Ke Au Hou, Oct. 9, from

Kavat -- Mr. Hyman, T. McTighe. Per simr. Noeau, Oct. 10, from Kukuihaele - Miss Greenfield and 8 deck Per stmr. Nilhau, Oct. 10, from Wal-

mea—F. Gay and 4 deck. Per stmr. Kinau, Oct. 10, from Hilo, Yolcano and way ports.—J. H. Dop-kins, Mrs. J. H. Dopkins, J. B. Newport, Mrs. J. B. Newport, J. J. Beiser, Mrs. J. J. Belser, Miss Dowling, U. M. Dowling, W. Schoeian, C. L. Gilmore Mrs. C. L. Gilmore, W. P. Miller, M. 6. Santos, J. E. Ganalieson, Capt. W. A. Fetter, Allen Wall, Wm. Thompson, W. Ebeling, P. Peck, Mrs. Wo Cha, Mrs. Kaidoge, Nakamili, Robt. Shea, Capt. J. Fitzgerald, Geo. Wil-

son, Mrs. Hing Low, Mrs. Loo Shi, John Hind, Mrs. J. M. Hind, Miss Maud Hind, Mrs. Dr. J. Wight, Miss C. Wight, Mrs. Clark, Jared G. Smith, L. A. De la Nux, J. Schwartz, Mrs. H. Hempstead, C. V. Sturdevant, Dr. P. F. Frear, Miss L. A. Wong Kong, Mrs. C. H. Kickey, Mrs. E. E. Waters, Mrs. G. Waterhouse, Y. Matumoto, Rev. J. Kekipi, W. Shaw.

Fer L I, stmr. W. G. Hall, at 3:17 3. m., Sunday, Oct. 11.-F. N. Wilcox, trary to such states or subscribes any C. H. Wilcox, J. H. Kalwi Jr., J. A. material matter which he does not be- affected by such act or omission, such His address was a frank and Frimer, J. H. Kawelo, S. Lesser, Mrs. Winkler, Ah Sing, L. Ah Tock, Mrs. and shall be punished by a fine of not J. H. Kaiwi, N. G. Smith, Mrs. S. Kanewanui, Yuen Hau, Mrs. Kaio, H. R. Sinclair, H. Blake, S. Sasaki, L. Kahlhaum, Chong Wo, See Chew, and sixty thereafter be incapable of giving testi-

Per stmr. Maul, from Maul, Oct. 11. -J. Lani, Hasegawa, S. N. Lukua, Chun See, wife and child, Sakanashi, C. B. Cockett, T. Aona, wife and 5 children, W. Ferry and wife, Geo. Weight, F. F. Baldwin, wife, child and servant, C. C. Krumbhaar, W. A. Hardy, M. M. O'Shaughnessy, Mrs. Jno. Huthut, Mrs. C. Wills, Mrs. A. G. Martinsen, C. Copp Jr., wife and 4 children, Ed. Devauchelle, Aug. Devauchelle, J. Fujiyoshi.

PASSENGERS DEPARTED.

Per stmr. Mikahala, October 8, for Kausi ports: A. S. Wilcox and family, J. Nishimi, W. Williamson, Mr. St. Clair, Mrs. Mahlum, K. Kawamoto and wife, H. L. Rosenbledt, G. Yoshidawa, Mrs. R. D. Mole and child and 40 deck

Shipping Motes.

Saturday, Oct. 10. Stmr. Kinau, Freeman, from Hilo and

way ports, at 11:40 a. m. Br. Cable S. S. Iris, from Bamfield Creek, at 5 a. m., anchored off port for

Stur. Lehus, Naopala, from Lanal, Mani and Molokai ports, at 6 p. m. Stmr. Niihau, W. Thompson, from Waimes and Makawell, at 6:30 a. m., with 4 pkgs. sundries,

Stmr. Noeau, Pederson, from Kukuihaele, Honokaa and Waipio, at 8:20 a. m., with 4225 bags sugar, 45 pkgs, sun-

The Jes. Nesmith will leave shortly for Port Townsend.

The Norwegian bark Sigurd departed

yesterday for the Sound, The U. S. Shipping Commissioner may leave for Kons next week on a

The following sugar was ready for shipment at Hawali ports when the Mauna Los left; Honokaa, 2800; Hongapo, 753; Kukuihaele, -; Punaluu,

The weather is reported from Kausi. The barkentine Labaina will leave Bleele today.

The Mikahala is at Walmea discharging freight.

Fresh N. E. trades are blowing in the channel outside, .

The Maul brought with her the following cargo: 100 sacks coffee, 196 macks corh, 45 sacks -- . 14 sacks potatoes, 5 polo ponies, 28 bogs, 128 pkgs. sundries.

The stor. J. A. Cummins sails at 10 a. m. Monday for Koolan ports.

The ing Leslie Baldwin is still on the ways undergoing an overhauling.

JUDGE ESTEE CHARGES FEDERAL GRAND JUR

(Configued from page 1.)

of the Act of March 3, 1903, being "An Act to regulate the immigration of aliens into the United States," that-"The importation to the United States of any woman or girl for the purposes of prostitution is hereby forbidden; and whoever shall import or attempt to import any woman or girl into the United States for the purposes of prostitution or who shall hold or attempt to hold any woman or girl for such purposes, in pursuance of such illegal importation, shall be deemty deck passengers. Freight: 15 bags ed guilty of a felony and on a convictaro, 2 horses, 1 mule, 4 pigs, 28 bals, tion thereof shall be imprisoned not less than one year nor more than five years and pay a fine not exceeding

It is believed that there has been brought here quite recently a number of these unfortunate women and girls, to be held for the purposes of prostitution. It will be your duty as American citizens and public officers to investigate these matters thoroughly so that the guilty may be punished; and in making your investigations you must bear in mind that these alleged offenses, like all crimes, are performed. in secret and will require at your hands the most patient inquiry.

ANOTHER MORAL STATUTE. Furthermore, it is prescribed by Sec tion 5 of the Act of Congress of March 8, 1887 (Vol. 24, U. S. Stats, 685)-

"That whoever commits adultery shall be punished by imprisonment in the penitentiary not exceeding three years, and when the act is committed between a married woman and a man who is unmarried both parties to such act shall be deemed guilty of adultery, and when such act is committed between a married man and a woman who, is unmarried, the man shall be deemed guilty of adultery."

This act of Congress is applicable to all such offenses committed within this Territory. The highest evidence in favor of the advanced civilization of a community is the punishment inposed on offenses against the moral laws. Some of this class of cases will be brought to your attention and it will be your duty to fully and fairly investigate the same, and find indictmenta where you believe a petit jury would be convinced of the guilt of the parties, from the facts as presented for your consideration, if no evidence were introduced to contradict the

CRIME OF PERSURY.

Gentlemen of the Grand Jury: You may be called upon to investigate a charge of perjury; and in this connection I instruct you that the laws of the United States contemplate that a statement made under oath before a competent officer of the law, shall be strong evidence of the truth of the facts stated; and in order to preserve inviolate the solemnity of an cath under the force prescribed by law, and to punish any violations thereof, it is prescribed by Section 5392 of the Revised Statutes of the United States, that-

Every person who having taken an oath before a competent tribunal, officer or person in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose or certify truly, or that any written testimony, declaration, deposition or certificate by him subscribed is true, wilfully and conneve to be true, is guilty of perjury. more than two thousand dollars, and by imprisonment at hard labor not more than five years; and shall moreover, nony in any court of the United States, until such time as the judgment against to oaths before immigration officers. Sec. 24, Act. of Mar. 3, 1903 (Vol. 32, U. B. St. 1218).

CRIME OF FORGERY.

It is provided by Section 8463 of the R. S. U. S. as amended by the Act of January 8, 1887, that-

"Any person who shall with intent to defraud, falsely make, forge, counterfeit, engrave or print, or cause, or procure to be falsely made, forged, counterfeit, engraved, or printed, or willingly aid or assist in falsely making, forging, counterfeiting, engraving, or printing, any order in imitation of, or purporting to be, a money order or postal note, issued by or under the direction of to all others who conform to the laws the Postoffice Department of the United and pay the duties imposed upon the States, or of any foreign country, and payable in the United States, or any material signature or indorsement thereon; or any material signature upon any receipt, or certificate of identification thereon; any person who shall falsely alter, or cause or procure to be laisely altered, or willingly aid or assist in falsely altering, any such money order or postal note; any person who shall with intent to defraud, pass, utter or publish as true, any such faise, forged, counterfelted or altered money order or postal note, knowing the same or any signature or endorsement thereon, to be false, forged, counterfeited or sitered, shall be punishable by a fine of not more than five thousand doBars or by imprisonment at hard labor for not less than two years and not more than five years."

Congress has established a Postal Money Order system in the United States and in doing so has provided for the protection of all money or postal orders issued by authority of the Postal Department of the government, and the punishment of all violations of the Postal laws in that regard. You will be called upon to examine some offenses of this character, and you will give them the same careful consideration that you do to all offenses against the laws of the United States laid before you for investigation.

THE REVENUE LAWS.

Finally, among the matters which rou will be called upon to consider, will be violations of the Act of June 10. 1890, entitled "An Act to simplify the laws in relation to the collection of the revenue" (Vol. L. Supp. R. S. U. S. 750,) commonly known as the "Customs Administrative Act."

The particular violation of this law arises under Section \$ thereof, which reads as follows:

PUBLIC WORKS BIDS OPENED YESTERDAY

Bids for constructing the Diamond Head reservoir, opened at the Public Works office yesterday, were as fol-

L. M. Whitehouse\$5,994 Duggan 6,345 F. H. Jordan ... John F. Bowler Concrete Construction Co. John Walker A. Harrison Mill Co.

Bids for metal fixtures for the vault in the office of the Treasury department were also opened, being: Art Metal Construction Co. ... \$ 620.00

Pearson & Potter Co., Ltd. T. H. Davies & Co. Ltd. 1,219.66 In neither case has the contract yet been awarded.

INTEREST ON LOAN SHAVED BY CARTER

Secretary Carter has managed a reduction of one-half per cent, interest from the maximum of five, and will be home with printed bonds for delivery dere in the steamer Siberia on the 10th inst. For the purpose of uniformity between New York and Honoluly, Treasurer Kepokai requests advice from Secretary Carter as to the form of advertisement for bids under the new conditions

The following cable correspondence took place yesterday:

To Kepotkai, Honolulu Rate four and half. Bids received Honolulu and New York November 18th, delivery 24th, Will catch Siberia bringing bonds exe-CARTER.

Honolulu: Oct. 12. To G. R. Carter, Holland House, New York. Send fuller statement of your advertisement. Wish to advertise bere.

COURT NOTES.

The Supreme Court opened yesterday morning only to adjourn until next

Judge Robinson will resume the jury trial of Peabody vs. Judd et al. this morning. In the injunction case of S. M. Ballou

s. Mutual Telephone Co., Ltd., it is stipulated by Hatch & Ballou for plaintill and Smith & Lewis for defendant that defendant have fourteen days more in which to plead etc.

William O. Smith, administrator of the estate of Ethel P. N. Gay, deceased, has made return and account of sale of real estate.

That if any owner, importer, consignee or agent or other person shall make or attempt to make any entry of imported merchandise by means of any fraudulent or false invoice, affidavit, letter, paper or by means of any false statement, written or verbal, or by means of any false or fraudulent pracfice or appliance whatsoever, or shell be guilty of any wilfull act or omission by means whereof the United States shall be deprived of the lawful duties, or any portion thereof accruing upon the merchandise or any portion thereof, embraced or referred to in such invoice. affidavit, letter, paper or statement, or merchandise or the value thereof to be recovered from the person making the entry, shall be forfeited, which forfeiture shall only apply to the whole of the merchandise or the value thereof in the case or package containing the particular article or articles of merchandise to which such fraud or false paper him is reversed." It might also be ad- or statement relates. And such perded, that this law is made applicable son shall, upon conviction, be fined for each offense, a sum not exceeding five thousand dollars, or be imprisoned for a time not exceeding two years or both,

in the discretion of the Court. It is needless for me to remind you that the object of this section of the customs administrative act is to secure to the United States its just duties. And is also the intent of the revenue laws of the United States that all parties importing or bringing into the United States merchandise of any kind, shall stand upon an equal footing before the law. And any violation of these customs laws is not only a deprivation of the United States of its just dues, but also works an injustice merchandize they import.

IMMIGRATION LAWS.

Gentlemen of the Jury: It has been the settled policy of the United States to exclude from our shores certain classes of immigrants deemed to be an undesirable element to add to our population, and the laws of Congress passed relative thereto from time to time have been sought to be rigidly enforced by both the administrative and judicial branches of the government. Among the classes excluded are women and girls who are imported for purposes of prostitution, which subject I have already called to your attention,

Among the other classes are persons unlawfully brought to the United States under the provisions of the Act of March 3, 1902, relative to the "Immigration of aliens into the United States" such unlawfulness consisting in the fact that they have been assisted or encouraged to come into the country under contracts or agreements, or offers or promises of labor and their transportation prepaid by the parties encouraging them to come into the lerday? country under the conditions stated.

I do not deem it necessary to go into here laws in detail. The United States District Attorney, as I have heretofore enggested to you, will be ready and willing to aid you in your investigations into all these matters, making clear to you what laws are claimed to have been violated and in what respect.

If you should desire any further instructions from the Court you are at liberty to ask for them at any time and upon any of the matters embraced in this charge or any other offenses that you may have under investigation. I appoint Mr. Atwater your foreman; you can select your own secretary.

October 11, 1902.

LABOR CONDITIONS AND ISLAND NECESSITIES

The interview with the Honorable S. B. Boulton, Chairman of the London Labor Conciliation and Arbitration Board published in the Advertiser of yesterday, was very interesting in itself and tends to show him far advanced Great Britain is towards the ultimate solution of the temporary controversies between capital and labor, by the only method in which those controversies can be definitely and harmoniously adjusted

Boards of Conciliation are not unknown in the United States, and in some instances, they have proved beneficial. Arbitrations, resting upon some plan casually or !ransitorily adopted for each particular occasion, have been frequent and not unsuccessful. The Anthracite Coal Strike Commission was an instance of this kind, although that arbitration, while based upon mutual consent and not the result of any legislation, was nevertheless in a sense compulsory, because the effect of the strike itself, the arbitrary conduct of some of the corporations involved, and the enormous rise in the price of coal, which touched the livelihood of the poor and the necessities of all, produced an Irresittible pressure of public opinion.

But the United States in the treatment of labor difficulties is undoubtedly behind Great Britain, for the reason that there the supremacy of intelligible law is fully acknowledged on all sides, while here an essential preliminary to fraternal adjustments between Capital and Labor is that both, in their various combinations, shall rest not only upon an equality of right but upon absolute submission to the law, constitutional and statutory. Upon assumptions on either side that controvert fundamental principles, on which the security and stability of our institutions depend, there can be no concillation or arbitration. When, however, all combinations are made lawful, both in their ends and in the means they employ, and still further when labor unions are made responsible for their engagements, a solid foundation will exist, upon which the superstructure of American fraternity can be erected.

The legislation existing and projected, together with the strenuous action of President Rodsevelt and his advisers, in relation to certain forms of trust or monopoly, points towards a solution of the complicated difficulties with capital. With an evident and profound sympathy with all forms of labor. the President, moreover, has sounded the key-note for the legislation of isbor unions. In the Miller case discrimination in favor of unionized men was in terms demanded, by a walking delegate in Chicago, and more for mally by Mr. Gompers, speaking for the American Federation of Labor, but the demand was flatly refused. "I am President," said Mr. Roosevelt, "of all the people of the United States without regard to creed, color, birthplace, occupation or social conditions," and, for this reason, applicable not only to government employes but to the people at large, he refused to prefer union men, who are the great majority, or to place employment upon any other basis than qualification.

This may be fermed a hed-rock do cirine, of which many of the labor unions hare lost sight. Hiegal purposes have naturally led to lilegal and violent methods. The Anthracite Coal Strike Commission—in which judicial and executive capacity applied to the good of the entire population, the spirit of universal brotherhood pervading the modern aspects of religion, and the most advanced and applied theories of both labor, and capital, were allke represented—while distinctly acknowledging "the beneficence of labor unions," was nevertheless compelled in respect to the coal strike, to say: 'Its history is stained with a record of riot and bloodshed, cuiminating in three murders, unprovoked save by the fact that two of the victims were asserting their right to work, and another, as an officer of the law, was performing his duty in an attempt to preserve the peace. Men who chose to be employed or who remained at work, were assailed and threatened and their families terrorised and intimidated. In several instances the houses of such workmen were dynamited, or otherwise assaulted, and the lives of unoffending women and children put in jeopardy." It is not surprising that, after denouncing the boycott, the Commission-accepted by important unionized organizations and under the signature of at least one of the deepest thinkers on labor issues—added: "A labor or other organization." whose purpose can only be accomplished by the violation of law and the order of society, has no right to exist."

These views were endorsed by no less a personage than Dr. Walter C Weyl, who styled the Commission, the conclusions of which were adopted and to have his papers filed in due time. are being carried out, "a great contributor to industrial peace." But a still more expressive endorsement was by Clarence S. Darrow, who, as counse) before the Commission for the United Mine Workers, gained a reputation for intellectual power, for professional skill and for vital sympathy with labor, that was scarcely parallel ed even by Mr. Mitchell. In an address at Chicago on "The Perils of Trade Unionism," he invited the attention of the unions to the fact that they depended for their continued existence upon the active sympathy of the mass of citizens who could not themselves be unionized, and in allusion to the ephemeral prosperity of the Knights of Labor, boldly said: "It does not follow that trade unionism will live because it is so strong today." . . "Fne great growth of trade. unionism has caused the workingman to feel his power, it has necessarily made many of them arbitrary, unreasonable and unjust in their demands." not all, of the unions, which, unless ab ollshed, will surely lead to their disintegration.

The exact situation is summed up by the Philadelphia North American in this striking language. "A crisis in the life of organized labor in the United States is impending. It is fore shadowed in similess strikes, in irrational unrest, in the seething turbule noe of masses of men who can give sugarboiler, bookkeeper and head luna. no lucid reason for their turmoil, in the defendive drawing together of harassed employers, in the growing hostility of public opinion to purposeless disturbers of business."

It is palpable that the first question to be settled in this country is that of unconditional submission to organ to law and to statutory enactments, which are subject to change through the force of public opinion, expressed by qualified woters. That done, conciliation and arbitration, which are vital elements in our institutions, will be generally accepted. Let the real men, the men of thought and knowledge, of whom there are many in the labor organizations, supersede the breeders of disturbance, whose primary object is to fill their own pockets and to grat ify their own appetites, and the desideratum will soon be reached.

In this Territory, to which the policy of the mainland is in many respects inapplicable, there is no soil for the fertilization of rotten seeds, deposited by walking delegates. Here, in round numbers, there are 60,000 Japanese, 30,000 Chinese, 14,000 Portuguese, 30,000 natives a small number of Koreans and Porto Ricans, and perhaps 10,000 kamasinas and malabinis, who, with the natives, constitute the bulk of the voting population. In the higher walks of labor, there is increasing op portunity for the classes of wageearners who are qualified for unionization, and unequal competition between them and alien races, incapable of cit izenship, may call for wise Congressional action. But on the plantations as they now are, there is a dearth of labor that no unions can remove, at mply because they cannot alter tropical conditions. If the plantations were enlarged and multiplied, as they ought to be, the demand for this in ferior labor would be enormous. If the walking delegates were suppressed, if such unions on the mainland as are lawless in their aims or modes of action were reconstructed, and if their lest and wisest men actually and impartially studied labor conditions on these Islands, and realized the increase of remunerative work, skilled and unskilled, that would follow guarded and just legislation for the benefit of the plantations, and, therefore, for the country, an influence would be brought to bear at Washington that would be irresistible and which would help American labor and American capital to a degree that would relegate "dog in the manger" politicians and dema gogues to the obscurity from which they should never have emerged.

TIMELY SYMPATHY.

The widow—I suppose you know that Dr. Rich's wife died yes-The bachelor-Yes, poor fellow! I sent him a message of sym-

pathy this morning. The widow (who believes in telepathy)-I did, too-sent a

"Sentimental message! When! But you are rushing things!"

NORFOLK, Va., Oct. 13.-Four vessels were lost and three are missing as a result of the recent storms. Pive people bave

ST. PAUL, Oct. 13.-The Great Northern railroad will spend a million of dollars on Seattle harbor, BAN JUAN - 13 -- Books ** senttacked the record here a

ing the day and the emergented

BY AUTHORITY.

IN THE CIRCUIT COURT OF THE SECOND CIRCUIT, TERRITORY OF HAWAII AT CHAMBERS IN PROBATE.

In the Matter of the Estate of J. Kamakele, Deceased-Order of Notice of Hearing Petition for Adminis-On reading and filling the petition of

Mrs. Kanthola Karriakele, of Kula, Maut, alleging that J. Kamakele, of said Kula, Maul, died intestate at Keokea. Kula, on the 18th day of November, A. D. 1902, leaving property in the Hawajian Islands necessary to be administered upon, and praying that Letters of Administration issue to herself. It is ordered that Wednesday, the 4th day of November, A. D. 1903, at 10 o'clock a. m., be and hereby is anpointed for hearing said Petition in the Court Room of this Court at Wailuku, at which time and place all persons concerned may appear and show cause, if any they have, why said Petition should not be granted, and that notice of this order be published in the Hawaiian and English languages for three successive weeks in the "Kuokoa" and "Hawaiian Gazette," newspapers in Honolulu.

Dated at Walluku, Maui, October and, (Seal.) (Signed) JOHN W. KALUA.

udge of the Circuit Court of the Secand Circuit (Signed) L. R. CROOK,

Clerk of the Circuit Court of the Second Circuit, 2537-Oct. 6, 13, 20, 27

THE REPUBLICAN COUNTY TICKETS

All of the regular Republican candiflates for the counties of Oahu, Maui, East Hawaii and West Hawaii have had their nominations filed with Registrar Buckland. Independent candidates for counties other than Oahn must have their papers filed by tonight. On Cahn ten days more are avallable, S. K. Kaco, Republican, is running independently against J. D. Willard, the convention nominee, for county attorney of Kausi. An effort is being made to have Kaeo retire, which may be successful before the nominations close.

Of a full floket for supervisors put up by the Kauai Home Rulers, only J. B. Leleiwi stays in the field. He could not get in his nomination yesterday because it was two short of the required 25 signatures, but he wentout to look up three or four friends in town from the garden tale and hoped

PARTY NOMINEES OUTSIDE OF OAHL

F. C. Wittrock, candidate on the Republican ticket for Tressurer of Mani County, has been a resident of the Hang district for over thirty years. Mr. Wittrock was born in Copenhagen, Denmark, fifty-five years ago. When he arrived at Hans, thirty years ago, his uncle, the late August Unna, was the owner of Hana Plantation. He commenced work on this plantation as a luna, later occupying the positions of When Mr. Unna died in 1885, Mr. Wittrock left the plantation and for a few years was bookkeeper for J. Greenwald. who had a store at Hana. In 1892 Mr. Wittrock established himself on the Beciprocity Plantation and had a store there for about eight years. Since 1899 Mr. Wittrock has been deputy sheriff at Hans and still occupies that posttion. For many years he has been School Agent and Secretary of the Hana Road Board

To the Hawaiians Mr. Wittrock is known as Kenemaka and they have a special aloha for him owing to his long residence in the district and the fact that he is married to a Hawaiian ladin and has a family.

FIRE CLAIMS IN FEDERAL COURT

Several fire claim awards were brought into the United States District Court yesterday for adjudication. William F. MacLennan, U. S. Treasury agent sent here to pay the million doliars appropriated by Congress, is plaintiff and various, disputing claiments the defendants in chancery suits for the purpose mentioned.

There is all award of \$4456.56 adversely claimed by Tong On Kee and M. S. Grinbaum & Co.

The sum of \$977.49 out of an award of \$1400 is disputed between K. Meek,

Chang Shee and Chong Lum. The estate of James Campbell and Tong Sing Co. dispute the sum of \$1821.78 out of an award of 12709.

It is for the court to decide, in each case, which claimant is entitled to payment of the amount in controversy.

NOT CARPET-BAGGERGES "Well, the sire of you" . A or monkey. ‴ൂ്സ് ചുത്ത aureil '

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